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(Original Signature of Member)

109TH CONGRESS  
1ST SESSION

**H. R.** \_\_\_\_\_

\_\_\_\_\_  
**IN THE HOUSE OF REPRESENTATIVES**

Mr. CASTLE (for himself and [see attached list]) introduced the following bill;  
which was referred to the Committee on \_\_\_\_\_

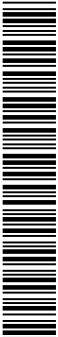
\_\_\_\_\_  
**A BILL**

To reauthorize the Head Start Act to improve the school  
readiness of disadvantaged children, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “School Readiness Act  
5       of 2005”.



1 **SEC. 2. PURPOSE.**

2 Section 636 of the Head Start Act (42 U.S.C. 9831)  
3 is amended to read as follows:

4 **“SEC. 636. STATEMENT OF PURPOSE.**

5 “It is the purpose of this subchapter to promote  
6 school readiness by enhancing the development of low-in-  
7 come children, through educational instruction in  
8 prereading skills, premathematics skills, and language,  
9 and through the provision to low-income children and their  
10 families of health, educational, nutritional, social and  
11 other services that are determined, based on family needs  
12 assessments, to be necessary.”.

13 **SEC. 3. DEFINITIONS.**

14 Section 637 of the Head Start Act (42 U.S.C. 9832)  
15 is amended—

16 (1) in paragraph (17) by striking “, but for fis-  
17 cal years” and all that follows down to the period;

18 (2) by redesignating paragraphs (15), (16), and  
19 (17) as paragraphs (19), (20), and (21), respec-  
20 tively;

21 (3) by redesignating paragraphs (10) through  
22 (14) as paragraphs (13) through (17), respectively;

23 (4) by redesignating paragraphs (3) through  
24 (9) as paragraphs (5) through (11), respectively;

25 (5) by redesignating paragraph (2) as para-  
26 graph (3);



1 (6) by inserting after paragraph (1) the fol-  
2 lowing:

3 “(2) The term ‘deficiency’ means—

4 “(A) failure of a Head Start agency in an  
5 area of performance that the Secretary deter-  
6 mines involves—

7 “(i) a threat to the health, safety, or  
8 civil rights of children or staff;

9 “(ii) a denial to parents of the exer-  
10 cise of their full roles and responsibilities  
11 related to program governance;

12 “(iii) a failure to perform the require-  
13 ments of this subchapter, as determined by  
14 the Secretary;

15 “(iv) the misuse of funds received  
16 under this subchapter;

17 “(v) loss of legal status (as deter-  
18 mined by the Secretary) or financial viabil-  
19 ity, loss of permits, debarment from receiv-  
20 ing Federal grants or contracts, or the im-  
21 proper use of Federal funds; or

22 “(vi) failure to meet any other of Fed-  
23 eral or State requirement;



1 “(B) failure of the board of directors of a  
2 Head Start agency to fully exercise its legal and  
3 fiduciary responsibilities;

4 “(C) failure of a Head Start agency to  
5 meet the administrative requirements of section  
6 644(b); or

7 “(D) failure of a Head Start agency to  
8 meet the integration requirements of 642B.”;

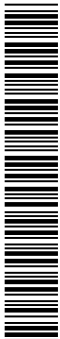
9 (7) by inserting after paragraph (3), as so re-  
10 designated, the following:

11 “(4) The term ‘eligible entities’ means an insti-  
12 tution of higher education or other agency with ex-  
13 pertise in delivering training in early childhood de-  
14 velopment, family support, and other assistance de-  
15 signed to improve the quality of early childhood edu-  
16 cations programs.”;

17 (8) by inserting after paragraph (11), as so re-  
18 designated, the following:

19 “(12) The term ‘homeless children’ has the  
20 meaning given such term in subtitle B of title VII  
21 of the McKinney-Vento Homeless Assistance Act (42  
22 U.S.C. 11431 et seq.).”;

23 (9) by inserting after paragraph (17), as so re-  
24 designated, the following:



1           “(18) PROFESSIONAL DEVELOPMENT.—The  
2           term ‘professional development’ includes activities  
3           that—

4                   “(A) assist teachers in meeting the profes-  
5                   sional requirements in section 648A(a)(1);

6                   “(B) improve classroom management  
7                   skills;

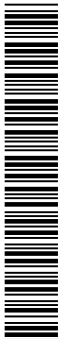
8                   “(C) are high quality, sustained, intensive,  
9                   and classroom-focused in order to have a posi-  
10                  tive and lasting impact on classroom instruction  
11                  and the teacher’s performance in the classroom;

12                  “(D) are not 1-day or short-term work-  
13                  shops or conferences;

14                  “(E) assist teachers and staff in increasing  
15                  their knowledge and skills in program adminis-  
16                  tration, program quality, and the provision of  
17                  services and instruction in a manner that im-  
18                  proves service delivery to eligible children and  
19                  families;

20                  “(F) support the recruiting, hiring, and  
21                  training of teachers that meet the requirements  
22                  of section 648A(a)(2);

23                  “(G) are part of a sustained effort to im-  
24                  prove overall program quality and outcomes for  
25                  eligible children and families;



1                   “(H) advance teacher understanding of ef-  
2                   fective instructional strategies that are—

3                   “(i) based on scientifically based re-  
4                   search; and

5                   “(ii) strategies for improving school  
6                   readiness or substantially increasing the  
7                   knowledge and teaching skills of teachers;

8                   “(I) are, where applicable, aligned with  
9                   and directly related to—

10                  “(i) State academic content stand-  
11                  ards, student academic achievement stand-  
12                  ards, and assessments; and

13                  “(ii) the curricula and programs tied  
14                  to the standards described in section  
15                  641(a)(1);

16                  “(J) are developed with extensive partici-  
17                  pation of administrators and teachers from  
18                  Head Start programs;

19                  “(K) are appropriate for the children being  
20                  served;

21                  “(L) are designed to give teachers of non-  
22                  English language background children, and  
23                  other teachers and instructional staff, the  
24                  knowledge and skills to provide instruction and



1 appropriate language and support services to  
2 those children;

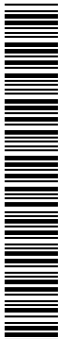
3 “(M) as a whole, are regularly evaluated  
4 for their impact on increased staff effectiveness  
5 and improved ability of teachers to support  
6 learning and increase participating children’s  
7 school readiness, with the findings of the eval-  
8 uations used to improve the quality of profes-  
9 sional development;”.

10 “(N) provide instruction in methods of  
11 teaching children with special needs; and

12 “(O) include instruction in ways that Head  
13 Start personnel may work more effectively with  
14 parents.”, and

15 (10) by adding at the end the following:

16 “(22) The term ‘unresolved area of noncompli-  
17 ance’ means a failure to correct a noncompliance  
18 item within 90 days, or within such additional time  
19 (if any) authorized by the Secretary, after receiving  
20 from the Secretary notice of such noncompliance  
21 item.”.



1 **SEC. 4. FINANCIAL ASSISTANCE FOR HEAD START PRO-**  
2 **GRAMS.**

3 Section 638 of the Head Start Act (42 U.S.C. 9833)  
4 is amended by inserting “for a period of 5 years” after  
5 “provide financial assistance to such agency”.

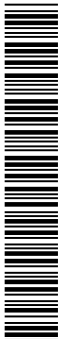
6 **SEC. 5. AUTHORIZATION.**

7 Section 639 of the Head Start Act (42 U.S.C. 9834)  
8 is amended to read as follows:

9 **“SEC. 639. AUTHORIZATION OF APPROPRIATIONS.**

10 “(a) IN GENERAL.—There are authorized to be ap-  
11 propriated for carrying out the provisions of this sub-  
12 chapter \$6,899,000,000 for the fiscal year 2006 and such  
13 sums as may be necessary for the fiscal years 2007  
14 through 2011.

15 “(b) SPECIFIC PROGRAMS.—From the amount ap-  
16 propriated under subsection (a), the Secretary shall make  
17 available not more than \$20,000,000 for fiscal year 2006,  
18 and such sums as may be necessary for fiscal years 2007  
19 through 2011 to carry out such other research, dem-  
20 onstration, and evaluation activities, including longitu-  
21 dinal studies, under section 649, of which not more than  
22 \$7,000,000 for each of the fiscal years 2006 through 2011  
23 to carry out impact studies under section 649(g).”.



1 **SEC. 6. ALLOTMENT OF FUNDS; LIMITATIONS ON ASSIST-**  
2 **ANCE.**

3 (a) ALLOTMENTS.—Section 640(a) of the Head Start  
4 Act (42 U.S.C. 9835(a)) is amended—

5 (1) in paragraph (2)—

6 (A) in subparagraph (A) by striking  
7 “1998” and inserting “2005”;

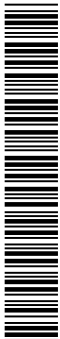
8 (B) by amending subparagraph (B) to read  
9 as follows:

10 “(B) payments, subject to paragraph (7) to  
11 Guam, American Samoa, the Commonwealth of the  
12 Northern Mariana Islands, and the Virgin Islands of  
13 the United States;”;

14 (C) by amending (C) to read as follows:

15 “(C) training and technical assistance activities  
16 to foster program quality and management improve-  
17 ment as described in section 648, in an amount for  
18 each fiscal year which is equal to 2 percent of the  
19 amount appropriated for such fiscal year, of which—

20 “(i) not less than 50 percent shall be made  
21 available to local Head Start agencies to make  
22 program improvements identified by such agen-  
23 cies and comply with the standards described in  
24 section 641A(a)(1), of which not less than 50  
25 percent shall be used to comply with the stand-  
26 ards described in section 641A(a)(1)(B) and for



1 the uses described in clauses (iii), (iv), and (vii)  
2 of subsection (a)(3)(B);

3 “(ii) not less than 20 percent shall be  
4 made available to support a State system of  
5 early childhood education training and technical  
6 assistance, including the State Early Learning  
7 Council described in section 642B;

8 “(iii) not less than 30 percent shall be  
9 made available to the Secretary to assist local  
10 programs in meeting the standards described in  
11 section 641A(a)(1) and shall be allocated to ad-  
12 dress program weaknesses identified by moni-  
13 toring activities conducted by the Secretary  
14 under section 641A(c); and

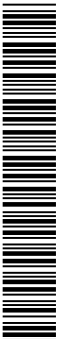
15 “(iv) not less than \$3,000,000 of the  
16 amount in clause (iii) appropriated for such fis-  
17 cal year shall be made available to carry out ac-  
18 tivities described in section 648(c)(4);”; and

19 (D) by striking the last sentence.

20 (2) in paragraph (3)—

21 (A) in subparagraph (A)—

22 (i) in clause (i)(I) by striking “1999”  
23 and all that follows down to the semicolon  
24 and inserting “2006 through 2011”; and



1 (ii) by adding at the end the fol-  
2 lowing:

3 “(iii) After the reservation of amounts under para-  
4 graph (2) and the 60 percent amount referred to in sub-  
5 paragraph (A) of this paragraph, a portion of the remain-  
6 ing funds shall be made available for quality—

7 “(I) to expand services to underserved popu-  
8 lations, such as children receiving services under the  
9 Early Head Start and migrant and seasonal Head  
10 Start programs; and

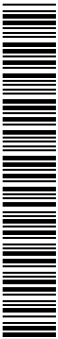
11 “(II) to increase funding to grantees with full  
12 enrollment and whose aggregate amount of financial  
13 assistance provides funding per child that is below  
14 the national average.”;

15 (B) by amending subparagraph (B) to read  
16 as follows:

17 “(B) Funds reserved under this paragraph (in this  
18 paragraph referred to as ‘quality improvement funds’)  
19 shall be used to accomplish any or all of the following  
20 goals:

21 “(i) Ensuring that Head Start programs meet  
22 or exceed standards pursuant to section 641A(a)(1).

23 “(ii) Ensuring that such programs have ade-  
24 quate numbers of qualified staff, and that such staff  
25 is furnished adequate training, including developing



1 skills to promote the development of language skills,  
2 premathematic skills, and prereading in young chil-  
3 dren and in working with children with non-English  
4 language background, children referred by child wel-  
5 fare services, and children with disabilities, when ap-  
6 propriate.

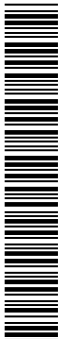
7 “(iii) Developing and financing the salary scales  
8 described under section 644(a) and section 653, in  
9 order to ensure that salary levels and benefits are  
10 adequate to attract and retain qualified staff for  
11 such programs.

12 “(iv) Using salary increases—

13 “(I) to assist with the implementation of  
14 quality programs and improve staff qualifica-  
15 tions;

16 “(II) to ensure that staff can promote the  
17 language skills and literacy growth of children  
18 and can provide children with a variety of skills  
19 that have been identified, through scientifically  
20 based early reading research, as predictive of  
21 later reading achievement; and

22 “(III) to encourage the staff to continually  
23 improve their skills and expertise by informing  
24 the staff of the availability of Federal and State



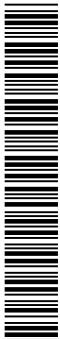
1 incentive and loan forgiveness programs for  
2 professional development.

3 “(v) Improving community-wide strategic plan-  
4 ning and needs assessments for such programs and  
5 collaboration efforts for such programs, including  
6 collaborations to increase program participation by  
7 underserved populations of eligible children.

8 “(vi) Ensuring that the physical environments  
9 of Head Start programs are conducive to providing  
10 effective program services to children and families,  
11 and are accessible to children with disabilities and  
12 their parents.

13 “(vii) Ensuring that such programs have quali-  
14 fied staff that can promote language skills and lit-  
15 eracy growth of children and that can provide chil-  
16 dren with a variety of skills that have been identi-  
17 fied, through scientifically based reading research, as  
18 predictive of later reading achievement.

19 “(viii) Providing assistance to complete postsec-  
20 ondary coursework including scholarships or other fi-  
21 nancial incentives, such as differential and merit  
22 pay, to enable Head Start teachers to improve com-  
23 petencies and the resulting child outcomes.



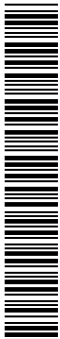
1           “(ix) Making such other improvements in the  
2           quality of such programs as the Secretary may des-  
3           ignate.

4           “(x) Promoting the regular attendance and sta-  
5           bility of all Head Start children with particular at-  
6           tention to highly mobile children, including children  
7           from migrant and seasonal farmworker families (if  
8           appropriate), homeless children, and children in fos-  
9           ter care.”; and

10                   (C) by amending subparagraph (C) to read  
11                   as follows:

12           “(C) Quality improvement funds shall be used to  
13           carry out the activities in any or all of the following  
14           clauses:

15           “(i)(I) Not less than one-half of the amount re-  
16           served under this paragraph, to improve the com-  
17           pensation (including benefits) of classroom teachers  
18           and other staff of Head Start agencies providing in-  
19           structional services and thereby enhancing recruit-  
20           ment and retention of qualified staff, including re-  
21           cruitment and retention pursuant to achieving the  
22           requirements set forth in section 648A(a). The ex-  
23           penditure of funds under this clause shall be subject  
24           to section 653. Salary increases, in excess of cost-of-  
25           living allowance, provided with such funds shall be



1 subject to the specific standards governing salaries  
2 and salary increases established pursuant to section  
3 644(a).

4 “(II) If a Head Start agency certifies to the  
5 Secretary for such fiscal year that part of the funds  
6 set aside under subclause (I) to improve wages can-  
7 not be expended by such agency to improve wages  
8 because of the operation of section 653, then such  
9 agency may expend such part for any of the uses  
10 specified in this subparagraph (other than wages).

11 “(III) From the remainder of the amount re-  
12 served under this paragraph (after the Secretary  
13 carries out subclause (I)), the Secretary may carry  
14 out the activities described in clauses (ii) through  
15 (vii).

16 “(ii) To train classroom teachers and other  
17 staff to meet the education standards described in  
18 section 641A(a)(1)(B), through activities—

19 “(I) to promote children’s language and  
20 prereading growth, through techniques identi-  
21 fied through scientifically based reading re-  
22 search;

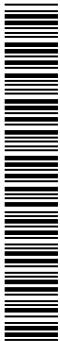
23 “(II) to promote the acquisition of the  
24 English language for non-English background  
25 children and families;



1           “(III) to foster children’s school readiness  
2           skills through activities described in section  
3           648A(a)(1); and

4           “(IV) to provide education and training  
5           necessary to improve the qualifications of Head  
6           Start staff, particularly assistance to enable  
7           more instructors to be fully competent and to  
8           meet the degree requirements under section  
9           648A(a)(2)(A), and to support staff training,  
10          child counseling, and other services necessary to  
11          address the challenges of children participating  
12          in Head Start programs, including children  
13          from immigrant, refugee, and asylee families,  
14          children from families in crisis, children who ex-  
15          perience chronic violence in their communities,  
16          and children who experience substance abuse in  
17          their families.

18          “(iii) To employ additional Head Start staff, in-  
19          cluding staff necessary to reduce the child-staff  
20          ratio, lead instructors who meet the qualifications of  
21          section 648A(a) and staff necessary to coordinate a  
22          Head Start program with other services available to  
23          children participating in such program and to their  
24          families.



1           “(iv) To pay costs incurred by Head Start  
2 agencies to purchase insurance (other than employee  
3 benefits) and thereby maintain or expand Head  
4 Start services.

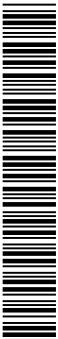
5           “(v) To supplement amounts provided under  
6 paragraph (2)(C) to provide training necessary to  
7 improve the qualifications of the staff of the Head  
8 Start agencies, and to support staff training, child  
9 counseling, and other services necessary to address  
10 the problems of children participating in Head Start  
11 programs, including children from dysfunctional  
12 families, children who experience chronic violence in  
13 their communities, and children who experience sub-  
14 stance abuse in their families.

15           “(vi) To conduct outreach to homeless families  
16 in an effort to increase the program participation of  
17 homeless children.

18           “(vii) Such other activities as the Secretary  
19 may designate.

20           “(viii) To conduct outreach to migrant and sea-  
21 sonal farm-working families and families with chil-  
22 dren with a limited English proficiency.”;

23           (3) in paragraph (4) by striking “1998” in sub-  
24 paragraph (A) and inserting “2005”;



1 (4) in paragraph (5) by amending subpara-  
2 graphs (A), (B), and (C) to read as follows:

3 “(A) From amounts reserved and allotted pursuant  
4 to paragraph (4) and the amounts reserved in Section  
5 640(a)(2)(C)(ii), the Secretary shall award the grants de-  
6 scribed in Section 642B(b).

7 “(B) From the reserved sums in paragraph (4) the  
8 Secretary shall award a collaboration grant to any State  
9 that submits a written request outlining why it is unable  
10 to comply with Section 642B(b). Such grant shall be equal  
11 to the amount the State received under this paragraph for  
12 such activity for fiscal year 2005. Such grant shall be used  
13 by the State to facilitate collaboration regarding activities  
14 carried out in the State under this subchapter, and other  
15 activities carried out in and by the State that are designed  
16 to benefit low-income children and families and to encour-  
17 age Head Start agencies to collaborate with entities in-  
18 volved in State and local planning processes (including the  
19 State lead agency administering the financial assistance  
20 under the Child Care and Development Block Grant Act  
21 of 1990 and the entities that provide child care resource  
22 and referral services in the State) in order to better meet  
23 the needs of low-income children and their families.

24 “(C) In order to improve results for children, a State  
25 that receives a grant under subparagraph (B) shall—



1           “(i) appoint an individual to serve as the State  
2       Director of Collaboration between—

3           “(I) the appropriate regional office of the  
4       Administration for Children and Families;

5           “(II) the State educational agency;

6           “(III) the State Department of Health and  
7       Human Services;

8           “(IV) the State agency that oversees child  
9       care;

10          “(V) the State agency that assists children  
11       with developmental disabilities;

12          “(VI) the State Head Start Association;

13          “(VII) the State network of child care re-  
14       source and referral agencies;

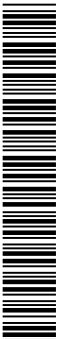
15          “(VIII) local educational agencies;

16          “(IX) community-based and faith-based or-  
17       ganizations;

18          “(X) State representatives of migrant and  
19       seasonal Head Start programs;

20          “(XI) State representatives of Indian Head  
21       Start programs;

22          “(XII) State and local providers of early  
23       childhood education and child care; and



1           “(XIII) other entities carrying out pro-  
2           grams serving low-income children and families  
3           in the State;

4           “(ii) ensure that the State Director of Collabo-  
5           ration holds a position with sufficient authority and  
6           access to ensure that the collaboration described in  
7           subparagraph (B) is effective and involves a range  
8           of State agencies;

9           “(iii) involve the entities described in section  
10          clause (i) to develop a strategic plan for the coordi-  
11          nated outreach to identify eligible children and im-  
12          plementation strategies based on a needs assessment  
13          conducted by the Office of the State Director of Col-  
14          laboration which shall include an assessment of the  
15          availability of high quality prekindergarten services  
16          for low-income children in the State. Such assess-  
17          ment shall be completed within one year after the  
18          date of enactment of the ‘School Readiness Act of  
19          2005’ and be updated on an annual basis and shall  
20          be made available to the general public within the  
21          State;

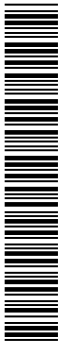
22          “(iv) ensure that the collaboration described in  
23          subparagraph (B) involves coordination of Head  
24          Start services with health care, welfare, child care,  
25          child protective services, education, and community



1 service activities, family literacy services, activities  
2 relating to children with disabilities (including co-  
3 ordination of services with those State officials who  
4 are responsible for administering part C and section  
5 619 of the Individuals with Disabilities Education  
6 Act), and services for homeless children (including  
7 coordination of services with the Office of Coordi-  
8 nator for Education of Homeless Children and  
9 Youth designated under section 722 (g)(1)(J)(ii) of  
10 the McKinney-Vento Homeless Assistance Act of  
11 2001;

12 “(v) consult with the chief State school officer,  
13 local educational agencies, and representatives of  
14 local Head Start agencies and providers of early  
15 childhood education and care in unified planning re-  
16 garding early care and education services at both the  
17 State and local levels, including collaborative efforts  
18 to develop school readiness standards; and

19 “(vi) consult with the chief State school officer,  
20 local educational agencies, State child care adminis-  
21 trators, State human services administrators, rep-  
22 resentatives of local resource and referral agencies,  
23 local early childhood councils, providers of early  
24 childhood education and care and other relevant  
25 State and local agencies, and representatives of the



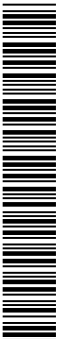
1 State Head Start Associations to plan for the provi-  
2 sion of full-working-day, full calendar year early care  
3 and education services for children.”;

4 (C) in subparagraph (D)(i) by inserting  
5 “and providers of services supporting early  
6 childhood education and child care” after “As-  
7 sociations”; and

8 (D) by amending paragraph (6)(A) to read  
9 as follows:

10 “(A) From amounts reserved and allotted pursuant  
11 to paragraphs (2) and (4), the Secretary shall use, for  
12 grants for programs described in section 645A(a) of this  
13 subchapter, a portion of the combined total of such  
14 amounts equal to at least 10 percent for each of the fiscal  
15 years 2006 through 2011, of the amount appropriated  
16 pursuant to section 639(a), except as provided in subpara-  
17 graph (B).”.

18 (b) SERVICE DELIVERY MODELS.—Section 640(f) of  
19 the Head Start Act (42 U.S.C. 9835(f)) is amended by  
20 inserting before the period at the end the following: “, in-  
21 cluding models that leverage the existing capacity and ca-  
22 pabilities of the delivery system of early childhood edu-  
23 cation and child care”;



1 (c) MAINTENANCE OF SERVICE LEVELS.—Section  
2 640(g)(2) of the Head Start Act (42 U.S.C. 9835(g)(2))  
3 is amended—

4 (1) by striking “For purposes of expanding  
5 Head Start programs, in” and inserting “in”;

6 (2) by amending subparagraph (C) to read as  
7 follows:

8 “(C) the extent to which the applicant has un-  
9 dertaken community-wide strategic planning and  
10 needs assessments involving other community orga-  
11 nizations and Federal, State, and local public agen-  
12 cies serving children and families (including organi-  
13 zations and agencies providing family support serv-  
14 ices and protective services to children and families  
15 and organizations serving families in whose homes  
16 English is not the language customarily spoken),  
17 and individuals, organizations, and public entities  
18 serving children with disabilities and homeless chil-  
19 dren including the local educational agency liaison  
20 designated under section 722(g)(1)(J)(ii) of the  
21 McKinney-Vento Homeless Assistance Act (42  
22 U.S.C. 11432(g)(1)(J)(ii));”;

23 (3) in subparagraph (D) by striking “other  
24 local” and inserting “the State and local”;



1 (4) in subparagraph (E) by inserting “would  
2 like to participate but” after “community who”;

3 (5) in subparagraph (G)—

4 (A) by inserting “leverage the existing de-  
5 livery systems of such services and” after  
6 “manner that will”; and

7 (B) by striking “and” at the end;

8 (6) in subparagraph (H)—

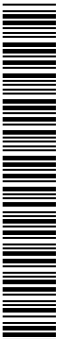
9 (A) by inserting “, including the local edu-  
10 cational agency liaison designated under section  
11 722(g)(1)(J)(ii) of the McKinney-Vento Home-  
12 less Assistance Act (42 U.S.C.  
13 11432(g)(1)(J)(ii)),” after “community in-  
14 volved”;

15 (B) by striking “plans to coordinate” and  
16 inserting “successfully coordinated its activi-  
17 ties”; and

18 (C) by striking the period at the end and  
19 inserting “; and”; and

20 (7) by adding at the end the following:

21 “(I) the amount of funds used by such agency  
22 to pay administrative expenses and the amount of  
23 available funds received by such agency under this  
24 section to serve each enrolled child.”.



1 (d) VEHICLE SAFETY REQUIREMENTS.—Section  
2 640(i) of the Head Start Act (42 U.S.C. 9835(i)) is  
3 amended—

4 (1) by striking “(i) The” and inserting the fol-  
5 lowing:

6 “(i) TRANSPORTATION SAFETY.—

7 “(1) REGULATIONS.—The”; and

8 (2) by adding at the end the following:

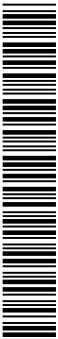
9 “(2) WAIVER AUTHORITY.—

10 “(A) IN GENERAL.—The Secretary may  
11 waive for a period of up to one year the require-  
12 ments of regulations promulgated under para-  
13 graph (1) for one or more vehicles used by the  
14 agency or its designee in transporting children  
15 enrolled in a Head Start program or an Early  
16 Head Start program if—

17 “(i) such requirements pertain to  
18 child restraint systems and bus monitors;

19 “(ii) the agency demonstrates that  
20 compliance with such requirements will re-  
21 sult in a significant disruption to the Head  
22 Start or Early Head Start program; and

23 “(iii) is in the best interest of the  
24 child.



1                   “(B) RENEWAL.—The Secretary may  
2                   renew a waiver under subparagraph (A)”.

3           (e) MIGRANT AND SEASONAL HEAD START PRO-  
4 GRAMS.—Section 640(l) of the Head Start Act (42 U.S.C.  
5 9835(l)) is amended—

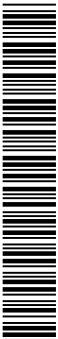
6                   (1) in paragraph (3) by adding at the end the  
7                   following:

8           “In carrying out this subchapter, the Secretary shall con-  
9           tinue the administrative arrangement at the National level  
10          for meeting the needs of Indian children and children of  
11          migrant and seasonal farmworkers to ensure that appro-  
12          priate funding is provided to meet such needs.”; and

13                   (2) by adding at the end the following:

14           “(4)(A) For the purposes of paragraph (3), the Sec-  
15          retary shall conduct an annual consultation in each af-  
16          fected Head Start region, with tribal governments oper-  
17          ating Head Start programs and Early Head Start pro-  
18          grams.

19           “(B) The consultations shall be for the purpose of  
20          better meeting the needs of American Indian and Alaska  
21          Native children and families pertinent to subsections (a),  
22          (b), and (c) of section 641, taking into consideration fund-  
23          ing allocations, distribution formulas, and other issues af-  
24          fecting the delivery of Head Start services within tribal  
25          communities.



1 “(C) The Secretary shall publish a notification of the  
2 consultations in the Federal Register prior to conducting  
3 the consultations.

4 “(D) A detailed report of each consultation shall be  
5 prepared and made available, on a timely basis, to all trib-  
6 al governments receiving funds under this subchapter.”.

7 (f) ENROLLMENT OF HOMELESS CHILDREN.—Sec-  
8 tion 640 of the Head Start Act (42 U.S.C. 9835) is  
9 amended by adding at the end the following:

10 “(m) ENROLLMENT OF HOMELESS CHILDREN.—The  
11 Secretary shall by regulation prescribe policies and proce-  
12 dures to remove barriers to the enrollment and participa-  
13 tion of homeless children in Head Start programs. Such  
14 regulations shall require Head Start agencies—

15 “(1) to implement policies and procedures to  
16 ensure that homeless children are identified and  
17 prioritized for enrollment;

18 “(2) to allow homeless families to apply to, en-  
19 roll in and attend Head Start programs while re-  
20 quired documents, such as proof of residency, immu-  
21 nization and other medical records, birth certificates  
22 and other documents, are obtained within a reason-  
23 able time frame; and

24 “(3) coordinate individual Head Start centers  
25 and programs with efforts to implement Subtitle



1 VII-B of the McKinney-Vento Homeless Assistance  
2 Act.

3 “(n) SAVINGS PROVISION.—Nothing in this sub-  
4 chapter shall be construed to require a State to establish  
5 a program of early education for children in the State,  
6 to require any child to participate in a program of early  
7 education, to attend school, or to participate in any initial  
8 screening prior to participation in such program, except  
9 as provided under section 612(a)(3), (consistent with sec-  
10 tion 614(a)(1)(C)), of the Individuals with Disabilities  
11 Education Act.

12 “(o) MATERIALS.—All curricula and instructional  
13 materials funded under this subchapter shall be scientif-  
14 ically based and age appropriate. Parents shall have the  
15 ability to inspect, upon request, any curricula or instruc-  
16 tional materials.”.

17 **SEC. 7. DESIGNATION OF AGENCIES.**

18 (a) AUTHORITY TO DESIGNATE.— Section 641(a) of  
19 the Head Start Act (42 U.S.C. 9836(a)) is amended to  
20 read as follows:

21 “(a) AUTHORITY TO DESIGNATE.—

22 “(1) IN GENERAL.—The Secretary is authorized  
23 to designate as a Head Start agency any local public  
24 or private nonprofit or for-profit agency within a



1 State, including a community-based or faith-based  
2 organization that—

3 “(A) has power and authority to carry out  
4 the purpose of this subchapter and perform the  
5 functions set forth in section 642 within a  
6 State; and

7 “(B) is determined to be capable of plan-  
8 ning, conducting, administering, and evaluating,  
9 either directly or by other arrangements, a  
10 Head Start program.

11 “(2) DESIGNATION REQUIREMENTS.—In order  
12 to be designated as a Head Start agency and to re-  
13 ceive a financial assistance under this subchapter, an  
14 entity described in paragraph (1) shall establish  
15 measurable objectives for improving the school readi-  
16 ness of children participating in a program under  
17 this subchapter, including measurable objectives for  
18 meeting the performance standards described in sec-  
19 tion 641A and for—

20 “(A) educational instruction in prereading,  
21 premathematical, and language skills;

22 “(B) the provision of health, educational,  
23 nutritional, social, and other services related to  
24 school readiness standards; and



1           “(C) school readiness standards that are  
2           aligned with State-developed K-12 academic  
3           content standards.

4           “(3) ELIGIBILITY FOR SUBSEQUENT FINANCIAL  
5           ASSISTANCE.—In order to receive a financial assist-  
6           ance under this subchaptersubsequent to the initial  
7           financial assistance provided following the effective  
8           date of this subsection, an entity described in para-  
9           graph (1) shall demonstrate that the entity has met  
10          the measurable objectives described in paragraph  
11          (2);

12          “(4) MEASURING PROGRESS.—Progress in  
13          meeting such measurable objectives shall not be  
14          measured primarily or solely by the results of assess-  
15          ments.”

16          (b) PRIORITY IN DESIGNATION.—Section 641(c) of  
17          the Head Start Act (42 U.S.C. 9836(c)) is amended to  
18          read as follows:

19          “(c) CONSULTATION.—In the administration of this  
20          section, the Secretary shall, in consultation with the chief  
21          executive officer of the State involved, give priority in the  
22          designation of Head Start agencies to Head Start agencies  
23          that—

24                 “(1) are receiving assistance under this sub-  
25          chapter on the effective date of this subsection;



1           “(2) meet or exceeds program and financial  
2           management requirements, standards described in  
3           section 641A(a)(1);

4           “(3) meet or exceed the results-based perform-  
5           ance measures developed by the Secretary under sec-  
6           tion 641A(b)(4);

7           “(4) have no unresolved areas of noncompli-  
8           ance;

9           “(5) have not been deemed deficient;

10          “(6) employ qualified staff (including, in center-  
11          based programs, a teaching staff of whom at least  
12          50 percent have a associate, baccalaureate, or ad-  
13          vanced degree in early child education or a related  
14          field);

15          “(7) were not deemed by the Secretary as  
16          chronically under-enrolled at any time during the  
17          term for which financial assistance was provided;

18          “(8) utilize research-based curricula that are  
19          aligned with State-developed K-12 academic content  
20          standards;

21          “(9) demonstrate active partnerships with local  
22          educational agencies serving the same communities  
23          to facilitate smooth transitions to kindergarten;

24          “(10) actively implement a memorandum of un-  
25          derstanding with any local educational agency within



1 the service area and additional partnership agree-  
2 ments with organizations that enhance the delivery  
3 of services to children;

4 “(11) demonstrate success in improving child  
5 outcomes across all domains of development, includ-  
6 ing measurable progress in language skills,  
7 prereading knowledge, and premathematics knowl-  
8 edge;

9 “(12) maintain classroom environments con-  
10 structive to early learning and future school success;

11 “(13) demonstrate strong parental involvement  
12 and activities to develop parent skills to support  
13 their children’s educational development and ability  
14 to participate effectively in decisions relating to the  
15 education of their children;

16 “(14) are overseen by a local governance board  
17 that provides direction and actively oversees all pro-  
18 gram activities;

19 “(15) document strong fiscal controls,  
20 including—

21 “(A) the employment of well-qualified fis-  
22 cal staff with a history of successful manage-  
23 ment of a public or private organization;

24 “(B) having no reportable noncompliance  
25 with applicable laws and regulations on all an-



1 nual financial audits performed since the most  
2 recent designation;

3 “(C) meeting or exceeding annual require-  
4 ments for financial support under section  
5 640(b); and

6 “(D) maintaining total administrative costs  
7 at or below 15 percent of total program costs;

8 “(16) are licensed to operate in accordance with  
9 all applicable State child care regulations;

10 “(17) conduct outreach activities to ensure that  
11 services are provided to the most at-risk families in  
12 the community;

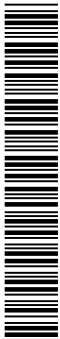
13 “(18) have developed strong community part-  
14 nerships with public and private organizations, such  
15 as businesses, health, and social service providers;  
16 and

17 “(19) provide opportunities for ongoing profes-  
18 sional development.”.

19 (c) DESIGNATION WHEN NO ENTITY HAS PRI-  
20 ORITY.—Section 641(d) of the Head Start Act (43 U.S.C.  
21 9836(d)) is amended to read as follows:

22 “(d) DESIGNATION WHEN NO ENTITY HAS PRI-  
23 ORITY.—

24 “(1) IN GENERAL.—If no entity in a commu-  
25 nity is entitled to the priority specified in subsection



1 (c), the Secretary shall, after conducting an open  
2 competition, designate a Head Start agency from  
3 among qualified applicants in such community.”.

4 “(2) CONSIDERATIONS IN DESIGNATION.—In  
5 selecting from among qualified applicants for des-  
6 ignation as a Head Start agency, the Secretary shall  
7 consider the effectiveness of each such applicant to  
8 provide Head Start services, based on—

9 “(A) any past performance of such appli-  
10 cant in providing services comparable to Head  
11 Start services, including how effectively such  
12 applicant provided such comparable services;

13 “(B) the plan of such applicant to provide  
14 comprehensive health, educational, nutritional,  
15 social, and other services needed to prepare  
16 children to succeed in school;

17 “(C) the capacity of such applicant to  
18 serve eligible children with scientifically based  
19 programs that promote the school readiness of  
20 children participating in the program;

21 “(D) the plan of such applicant to meet  
22 standards set forth in section 641A(a)(1), with  
23 particular attention to the standards set forth  
24 in subparagraphs (A) and (B) of such section;



1           “(E) the proposed budget and plan of such  
2           applicant to maintain strong fiscal controls and  
3           cost effective fiscal management;

4           “(F) the plan of such applicant to coordi-  
5           nate the Head Start program the applicant pro-  
6           poses to carry out with other educational pro-  
7           grams for young children, including—

8                   “(i) the Early Reading First and  
9                   Even Start programs under subparts 2  
10                  and 3 of part B of title I of the Elemen-  
11                  tary and Secondary Education Act of 1965  
12                  (20 U.S.C. 6371 et seq., 6381 et seq.);

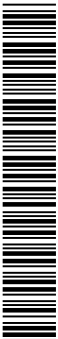
13                  “(ii) programs under section 619 and  
14                  part C of the Individuals with Disabilities  
15                  Education Act (20 U.S.C. 1419, 1431 et  
16                  seq.);

17                  “(iii) State prekindergarten programs;

18                  “(iv) child care programs;

19                  “(v) the educational programs that  
20                  the children participating in the Head  
21                  Start program involved will enter at the  
22                  age of compulsory school attendance; and

23                  “(vi) reading readiness programs such  
24                  as those conducted by public and school li-  
25                  braries;



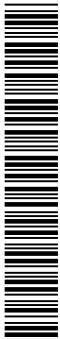
1           “(G) the plan of such applicant to coordi-  
2           nate the Head Start program that the applicant  
3           proposes to carry out, with public and private  
4           entities that are willing to commit resources to  
5           assist the Head Start program in meeting its  
6           program needs;

7           “(H) the plan of such applicant—

8                   “(i) to seek the involvement of parents  
9                   of children participating in the proposed  
10                  Head Start program, in activities (at home  
11                  and, if practicable, at the location of the  
12                  Head Start program) designed to help  
13                  such parents become full partners in the  
14                  education of their children;

15                  “(ii) to afford such parents the oppor-  
16                  tunity to participate in the development  
17                  and overall conduct of the program at the  
18                  local level;

19                  “(iii) to offer (directly or through re-  
20                  ferral to local entities, such as entities car-  
21                  rying out Even Start programs under sub-  
22                  part 3 of part B of title I of the Elemen-  
23                  tary and Secondary Education Act of 1965  
24                  (20 U.S.C. 6381 et seq.), public and school



1 libraries, and entities carrying out family  
2 support programs) to such parents—

3 “(I) family literacy services; and

4 “(II) parenting skills training;

5 “(iv) to offer to parents of partici-  
6 pating children, substance abuse coun-  
7 seling (either directly or through referral  
8 to local entities), including information on  
9 the effect of drug exposure on infants and  
10 fetal alcohol syndrome;

11 “(v) at the option of such applicant,  
12 to offer (directly or through referral to  
13 local entities) to such parents—

14 “(I) training in basic child devel-  
15 opment (including cognitive develop-  
16 ment);

17 “(II) assistance in developing lit-  
18 eracy and communication skills;

19 “(III) opportunities to share ex-  
20 periences with other parents (includ-  
21 ing parent mentor relationships);

22 “(IV) regular in-home visitation;

23 or



1                   “(V) any other activity designed  
2                   to help such parents become full part-  
3                   ners in the education of their children;

4                   “(vi) to provide, with respect to each  
5                   participating family, a family needs assess-  
6                   ment that includes consultation with such  
7                   parents about the benefits of parent in-  
8                   volvement and about the activities de-  
9                   scribed in subparagraphs (C), (D), and (E)  
10                  in which such parents may choose to be-  
11                  come involved (taking into consideration  
12                  their specific family needs, work schedules,  
13                  and other responsibilities); and

14                  “(vii) to extend outreach to fathers, in  
15                  appropriate cases, in order to strengthen  
16                  the role of fathers in families, in the edu-  
17                  cation of their young children, and in the  
18                  Head Start program, by working directly  
19                  with fathers and father figures through ac-  
20                  tivities such as—

21                  “(I) in appropriate cases, includ-  
22                  ing fathers in home visits and pro-  
23                  viding opportunities for direct father-  
24                  child interactions; and



1                   “(II) targeting increased male  
2                   participation in the conduct of the  
3                   program;

4                   “(I) the ability of such applicant to carry  
5                   out the plans described in paragraphs (2), (4),  
6                   and (5);

7                   “(J) the plan of such applicant to meet the  
8                   needs of non-English background children and  
9                   their families, including procedures to identify  
10                  such children, plans to provide trained per-  
11                  sonnel, and plans to provide services to assist  
12                  the children in making progress toward the ac-  
13                  quisition of the English language;

14                  “(K) the plan of such applicant to meet  
15                  the needs of children with disabilities;

16                  “(L) the plan of such applicant who choos-  
17                  es to assist younger siblings of children who will  
18                  participate in the Head Start program, to ob-  
19                  tain health services from other sources;

20                  “(M) the plan of such applicant to collabo-  
21                  rate with other entities carrying out early child-  
22                  hood education and child care programs in the  
23                  community;



1           “(N) the plan of such applicant to meet  
2           the needs of homeless children, including trans-  
3           portation needs, and children in foster care;

4           “(O) the plan of such applicant to main-  
5           tain a qualified staff, including a teaching staff  
6           qualified to implement research-based edu-  
7           cational curricula aligned with State-developed  
8           K-12 academic content standards;

9           “(P) the plan of such applicant to enter  
10          into memoranda of understanding with local  
11          educational agencies, child care providers, and  
12          other entities within the service area; and

13          “(Q) other factors related to the require-  
14          ments of this subchapter.”.

15 **SEC. 8. QUALITY STANDARDS; MONITORING OF HEAD**  
16 **START AGENCIES AND PROGRAMS.**

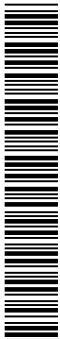
17          (a) **QUALITY STANDARDS.**—Section 641A(a) of the  
18          Head Start Act (42 U.S.C. 9836a(a)) is amended—

19                 (1) by amending paragraph (1)(B)—

20                         (A) in clause (i)—

21                                 (i) by inserting “based on sound sci-  
22                                 entific evidence” after “standards”; and

23                                 (ii) by inserting “and sustained aca-  
24                                 demic gains” after “readiness”; and



1 (B) by amending clause (ii) to read as fol-  
2 lows:

3 “(ii) additional scientifically-based edu-  
4 cation standards to ensure that the children  
5 participating in the program, at a minimum de-  
6 velop and demonstrate—

7 “(I) language knowledge and skills,  
8 including language and listening com-  
9 prehension;

10 “(II) prereading knowledge and skills  
11 that prepare children for early literacy in  
12 schools, including phonological awareness,  
13 print awareness, and alphabetic knowledge;

14 “(III) premathematics knowledge and  
15 skills, including aspects of classification,  
16 seriation, number, spatial relations, and  
17 time;

18 “(IV) cognitive abilities related to aca-  
19 demic achievement and child development;

20 “(V) social and emotional development  
21 related to constructive child development,  
22 early learning, and school success and sus-  
23 tained academic gains; and

24 “(VI) in the case of limited-English  
25 proficient children, progress toward acqui-



1           sition of the English language while mak-  
2           ing meaningful progress in attaining the  
3           knowledge, skills, abilities, and develop-  
4           ment described in subclauses (I) through  
5           (IV);”;

6           (2) in paragraph (2)—

7           (A) by amending subparagraph (B) to read  
8           as follows:

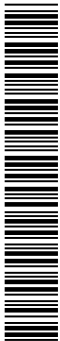
9           “(B) take into consideration—

10           “(i) past experience with use of the  
11           standards in effect under this subchapter  
12           on October 27, 1998;

13           “(ii) changes over the period since Oc-  
14           tober 27, 1998, in the circumstances and  
15           problems typically facing children and fam-  
16           ilies served by Head Start agencies;

17           “(iii) developments concerning re-  
18           search based practices with respect to early  
19           childhood education and development, chil-  
20           dren with disabilities, family services, pro-  
21           gram administration, and financial man-  
22           agement;

23           “(iv) projected needs of an expanding  
24           Head Start program;



1 “(v) guidelines and standards cur-  
2 rently in effect or under consideration that  
3 promote child health services, and pro-  
4 jected needs of expanding Head Start pro-  
5 grams;

6 “(vi) changes in the population of  
7 children who are eligible to participate in  
8 Head Start programs, including the lan-  
9 guage background and family structure of  
10 such children;

11 “(vii) the need for, and state-of-the-  
12 art developments relating to, local policies  
13 and activities designed to ensure that chil-  
14 dren participating in Head Start programs  
15 make a successful transition to schools  
16 that the children will be attending; and

17 “(viii) the unique challenges faced by  
18 individual programs, including those that  
19 are seasonal or short term, and those that  
20 serve rural populations; and”;

21 (B) in subparagraph (C)(ii) by striking  
22 “the date” and all that follows through “Act  
23 of”, and inserting “October 27, 1998”; and  
24 (3) by adding at the end the following:



1           “(4) EVALUATIONS AND CORRECTIVE ACTIONS  
2           FOR DELEGATE AGENCIES.—

3           “(A) PROCEDURES.—The Head Start  
4           agency shall establish procedures relating to its  
5           delegate agencies, including—

6                   “(i) procedures for evaluating delegate  
7                   agencies;

8                   “(ii) procedures for defunding dele-  
9                   gate agencies; and

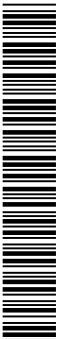
10                   “(iii) procedures for appealing a  
11                   defunding decision relating to a delegate  
12                   agency.

13           “(B) EVALUATIONS.—Each Head Start  
14           agency—

15                   “(i) shall evaluate its delegate agen-  
16                   cies using the procedures established pur-  
17                   suant to this section, including subpara-  
18                   graph (A); and

19                   “(ii) shall inform the delegate agen-  
20                   cies of the deficiencies identified through  
21                   the evaluation that shall be corrected.

22           “(C) REMEDIES TO ENSURE CORRECTIVE  
23           ACTIONS.—In the event that the Head Start  
24           agency identifies a deficiency for a delegate



1 agency through the evaluation, the Head Start  
2 agency may—

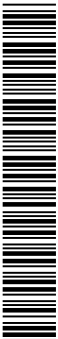
3 “(i) initiate procedures to terminate  
4 the designation of the agency unless the  
5 agency corrects the deficiency;

6 “(ii) conduct monthly monitoring vis-  
7 its to such delegate agency until all defi-  
8 ciencies are corrected or the Head Start  
9 agency decides to defund such delegate  
10 agency; and

11 “(iii) release funds to such delegate  
12 agency only as reimbursements until all de-  
13 ficiencies are corrected or the Head Start  
14 agency decides to defund such delegate  
15 agency.

16 “(D) RULE OF CONSTRUCTION.—Nothing  
17 in this paragraph shall be construed to impact  
18 or obviate the responsibilities of the Secretary  
19 with respect to Head Start agencies or delegate  
20 agencies receiving funding under this sub-  
21 chapter.”.

22 (b) RESULTS-BASED PERFORMANCE MEASURES.—  
23 Section 641A(b) of the Head Start Act (42 U.S.C.  
24 9836a(b)) is amended—



1 (1) by amending paragraph (2) to read as fol-  
2 lows:

3 “(2) CHARACTERISTICS OF MEASURES.—The  
4 performance measures developed under this sub-  
5 section shall—

6 “(A) be used to assess the impact of the  
7 various services provided by Head Start pro-  
8 grams and, to the extent the Secretary finds  
9 appropriate, administrative and financial man-  
10 agement practices of such programs;

11 “(B) be adaptable for use in self-assess-  
12 ment, peer review, and program evaluation of  
13 individual Head Start agencies and programs;

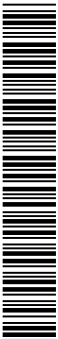
14 “(C) be developed for other program pur-  
15 poses as determined by the Secretary;

16 “(D) be appropriate for the population  
17 served; and

18 “(E) be reviewed no less than every 4  
19 years, based on advances in the science of early  
20 childhood development.

21 The performance measures shall include the per-  
22 formance standards described in subsection  
23 (a)(1)(A) and (B).”; and

24 (2) by amending subsection (b)(4) to read as  
25 follows:



1           “(4) EDUCATIONAL MEASURES.—Results based  
2           measures shall be designed for the purpose of pro-  
3           moting the competencies of children participating in  
4           Head Start programs specified in subsection  
5           (a)(1)(B)(ii), with an emphasis on measuring those  
6           competencies that have a strong scientifically-based  
7           predictability of a child’s school readiness and later  
8           performance in school.”.

9           (c) MONITORING OF LOCAL AGENCIES AND PRO-  
10          GRAMS.—Section 641A(c) of the Head Start Act (42  
11          U.S.C. 9836a(c)) is amended—

12                 (1) in paragraph (1)—

13                         (A) in the matter preceding subparagraph

14                         (A) by inserting “develop and utilize a risk-  
15                         based assessment system to” after “shall”;

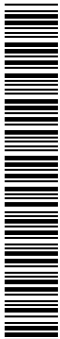
16                         (B) by amending subparagraph (C) to read  
17                         as follows:

18                                 “(C) Unannounced site inspections of  
19                                 Head Start centers, as appropriate.”;

20                         (C) by redesignating subparagraph (D) as  
21                         subparagraph (E); and

22                         (D) by inserting after subparagraph (C)  
23                         the following:

24                                 “(D) Followup reviews including a review  
25                                 of programs with citations that include 1 or



1 more findings of deficiencies not later than 6  
2 months after the date of such citation.”; and

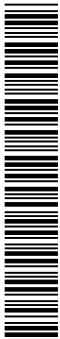
3 (2) by amending paragraph (2) to read as fol-  
4 lows:

5 “(2) CONDUCT OF REVIEWS.—The Secretary  
6 shall ensure that reviews described in subparagraphs  
7 (A) through (C) of paragraph (1)—

8 “(A) that incorporate a monitoring visit,  
9 do so without prior notice of the visit to the  
10 local agency or program;

11 “(B) are conducted by review teams com-  
12 posed of individuals who are knowledgeable  
13 about the program areas they are reviewing  
14 and, to the maximum extent practicable, the di-  
15 verse (including linguistic and cultural) needs of  
16 eligible children (including children with disabil-  
17 ities) and limited-English proficient children  
18 and their families;

19 “(C) include as part of the reviews of the  
20 programs, a review and assessment of program  
21 effectiveness, including strengths and areas for  
22 improvement, as measured in accordance with  
23 the results-based performance measures devel-  
24 oped by the Secretary pursuant to subsection  
25 (b) and with the standards established pursuant



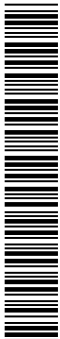
1 to subparagraphs (A) and (B) of subsection  
2 (a)(1);

3 “(D) seek information from the commu-  
4 nities and the States involved about the per-  
5 formance of the programs and the efforts of the  
6 Head Start agencies to collaborate with other  
7 entities carrying out early childhood education  
8 and child care programs in the community;

9 “(E) seek information from the commu-  
10 nities where Head Start programs exist about  
11 innovative or effective collaborative efforts, bar-  
12 riers to collaboration, and the efforts of the  
13 Head Start agencies and programs to collabo-  
14 rate with the entities carrying out early child-  
15 hood education and child care programs in the  
16 community;

17 “(F) include as part of the reviews of the  
18 programs, a review and assessment of whether  
19 a program is in conformity with the income eli-  
20 gibility requirements, as defined in section 645  
21 and regulations promulgated thereunder;

22 “(G) include as part of the reviews of the  
23 programs, a review and assessment of whether  
24 programs have adequately addressed the popu-  
25 lation and community needs (including popu-



1           lations of children with a limited English pro-  
2           ficiency and children of migrant and seasonal  
3           farm-working families);

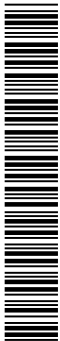
4                 “(H) include as part of the review the ex-  
5           tent to which the program addresses the com-  
6           munity needs and strategic plan identified in  
7           section 640(g)(2)(C); and

8                 “(I) are conducted in a manner that evalu-  
9           ates program performance, quality, and overall  
10          operations with consistency and objectivity, and  
11          based on a transparent and reliable system of  
12          review.”.

13          (d) CORRECTIVE ACTION; TERMINATION.—Section  
14   641A(d) of the Head Start Act (42 U.S.C. 9836a(d)) is  
15   amended—

16                 (1) in paragraph (1) by amending the matter  
17          preceding subparagraph (A) to read as follows:

18                 “(1) DETERMINATION.—If the Secretary deter-  
19          mines, on the basis of a review pursuant to sub-  
20          section (c), that a Head Start agency designated  
21          pursuant to section 641 fails to meet the standards  
22          described in subsection (a) or results-based perform-  
23          ance measures developed by the Secretary under  
24          subsection (b), or fails to adequately address the



1 community needs and strategic plan identified in  
2 640(g)(2)(C), the Secretary shall—”;

3 (2) by amending paragraph (2) to read as fol-  
4 lows:

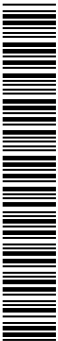
5 “(2) QUALITY IMPROVEMENT PLAN.—

6 “(A) AGENCY AND PROGRAM RESPONSIBIL-  
7 ITIES.—In order to retain a designation as a  
8 Head Start agency under this subchapter, or in  
9 the case of a Head Start Program, in order to  
10 continue to receive funds from such agency, a  
11 Head Start agency, or Head Start program  
12 that is the subject of a determination described  
13 in paragraph (1) (other than an agency or pro-  
14 gram required to correct a deficiency imme-  
15 diately or during a 90-day period under clause  
16 (i) or (ii) of paragraph (1)(B)) shall—

17 “(i) develop in a timely manner, a  
18 quality improvement plan which shall be  
19 subject to the approval of the Secretary, or  
20 in the case of a program, the sponsoring  
21 agency, and which shall specify—

22 “(I) the deficiencies to be cor-  
23 rected;

24 “(II) the actions to be taken to  
25 correct such deficiencies; and

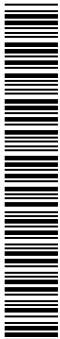


1 “(III) the timetable for accom-  
2 plishment of the corrective actions  
3 specified; and

4 “(ii) eliminate each deficiency identi-  
5 fied, not later than the date for elimination  
6 of such deficiency specified in such plan  
7 (which shall not be later than 1 year after  
8 the date the agency or program received  
9 notice of the determination and of the spe-  
10 cific deficiency to be corrected).

11 “(B) SECRETARIAL RESPONSIBILITY.—Not  
12 later than 30 days after receiving from a Head  
13 Start agency a proposed quality improvement  
14 plan pursuant to subparagraph (A), the Sec-  
15 retary shall either approve such proposed plan  
16 or specify the reasons why the proposed plan  
17 cannot be approved.

18 “(C) AGENCY RESPONSIBILITY FOR PRO-  
19 GRAM IMPROVEMENT.—Not later than 30 days  
20 after receiving from a Head Start program, a  
21 proposed quality improvement plan pursuant to  
22 subparagraph (A), the sponsoring agency shall  
23 either approve such proposed plan or specify  
24 the reasons why the proposed plan cannot be  
25 approved.”; and



1 (3) in paragraph (3) by inserting “and pro-  
2 grams” after “agencies”;

3 (4) by amending subsection (e) to read as fol-  
4 lows:

5 “(e) SUMMARIES OF MONITORING OUTCOMES.—Not  
6 later than 120 days after the end of each fiscal year, the  
7 Secretary shall publish a summary report on the findings  
8 of reviews conducted under subsection (c) and on the out-  
9 comes of quality improvement plans implemented under  
10 subsection (d), during such fiscal year. Such information  
11 shall be made available to all parents with children receiv-  
12 ing assistance under this subchapter in a understandable  
13 and uniform format, and to the extent practicable, pro-  
14 vided in a language that the parents can understand, and  
15 in addition, make the information widely available through  
16 public means such as distribution through public agencies,  
17 and at a minimum posting such information on the Inter-  
18 net immediately upon publication.”; and

19 (5) by adding at the end the following:

20 “(f) REDUCTION OF GRANTS AND REDISTRIBUTION  
21 OF FUNDS IN CASES OF UNDER-ENROLLMENT.—

22 “(1) DEFINITIONS.—In this subsection:

23 “(A) ACTUAL ENROLLMENT.—The term  
24 ‘actual enrollment’ means, with respect to the  
25 program of a Head Start agency, the actual



1           number of children enrolled in such program  
2           and reported by the agency (as required in  
3           paragraph (2)) in a given month.

4           “(B) BASE GRANT.—The term ‘base grant’  
5           means, with respect to a Head Start agency for  
6           a fiscal year, that portion of the grant  
7           derived—

8           “(i) from amounts reserved for use in  
9           accordance with section 640(a)(2)(A), for a  
10          Head Start agency administering an In-  
11          dian Head Start program or migrant and  
12          seasonal Head Start program;

13          “(ii) from amounts reserved for pay-  
14          ments under section 640(a)(2)(B); or

15          “(iii) from amounts available under  
16          section 640(a)(2)(D) or allotted among  
17          States under section 640(a)(4).

18          “(C) FUNDED ENROLLMENT.—The term  
19          ‘funded enrollment’ means, with respect to the  
20          program of a Head Start agency in a fiscal  
21          year, the number of children that the agency is  
22          funded to serve through a grant for the pro-  
23          gram during such fiscal year, as indicated in  
24          the grant agreement.



1           “(2) ENROLLMENT REPORTING REQUIREMENT  
2           FOR CURRENT FISCAL YEAR.—Each entity carrying  
3           out a Head Start program shall report on a monthly  
4           basis to the Secretary and the relevant Head Start  
5           agency—

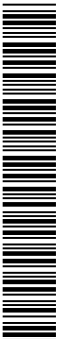
6                   “(A) the actual enrollment in such pro-  
7                   gram; and

8                   “(B) if such actual enrollment is less than  
9                   the funded enrollment, any apparent reason for  
10                  such enrollment shortfall.

11           “(3) SECRETARIAL REVIEW AND PLAN.—The  
12           Secretary shall—

13                   “(A) on a semiannual basis, determine  
14                   which Head Start agencies are operating with  
15                   an actual enrollment that is less than the fund-  
16                   ed enrollment based on not less than 4 consecu-  
17                   tive months of data;

18                   “(B) for each such Head Start agency op-  
19                   erating a program with an actual enrollment  
20                   that is less than 98 percent of its funded enroll-  
21                   ment, as determined under subparagraph (A),  
22                   develop, in collaboration with such agency, a  
23                   plan and timetable for reducing or eliminating  
24                   under-enrollment taking into consideration—



1 “(i) the quality and extent of the out-  
2 reach, recruitment, and community needs  
3 assessment conducted by such agency;

4 “(ii) changing demographics, mobility  
5 of populations, and the identification of  
6 new underserved low-income populations;

7 “(iii) facilities-related issues that may  
8 impact enrollment;

9 “(iv) the ability to provide full-day  
10 programs, where needed, through Head  
11 Start funds or through collaboration with  
12 entities carrying out other preschool or  
13 child care programs, or programs with  
14 other funding sources (where available);

15 “(v) the availability and use by fami-  
16 lies of other preschool and child care op-  
17 tions (including parental care) in the local  
18 catchment area; and

19 “(vi) agency management procedures  
20 that may impact enrollment; and

21 “(C) provide timely and ongoing technical  
22 assistance to each agency described in subpara-  
23 graph (B) for the purpose of implementing the  
24 plan described in such subparagraph.



1           “(4) IMPLEMENTATION.—Upon receipt of the  
2           technical assistance described in paragraph (3)(C), a  
3           Head Start agency shall immediately implement the  
4           plan described in paragraph (3)(B).

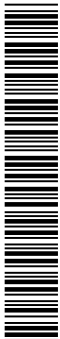
5           “(5) SECRETARIAL ACTION FOR CONTINUED  
6           UNDER-ENROLLMENT.—If, 1 year after the date of  
7           implementation of the plan described in paragraph  
8           (3)(B), the Head Start agency continues to operate  
9           a program at less than full enrollment, the Secretary  
10          shall, where determined appropriate, continue to  
11          provide technical assistance to such agency.

12          “(6) SECRETARIAL REVIEW AND ADJUSTMENT  
13          FOR CHRONIC UNDER-ENROLLMENT.—

14                 “(A) IN GENERAL.—If, after receiving  
15                 technical assistance and developing and imple-  
16                 menting a plan to the extent described in para-  
17                 graphs (3), (4), and (5) for 6 months, a Head  
18                 Start agency is still operating a program with  
19                 an actual enrollment that is less than 98 per-  
20                 cent of its funded enrollment, the Secretary  
21                 may—

22                         “(i) designate such agency as chron-  
23                         ically under-enrolled; and

24                         “(ii) recapture, withhold, or reduce  
25                         the base grant for the program by, a per-



1                   centage equal to the percentage difference  
2                   between funded enrollment and actual en-  
3                   rollment for the program for the most re-  
4                   cent year in which the agency is deter-  
5                   mined to be under-enrolled under para-  
6                   graph (2)(B).

7                   “(B) WAIVER OR LIMITATION OF REDUC-  
8                   TIONS.—If the Secretary, after the implementa-  
9                   tion of the plan described in paragraph (3)(B),  
10                  finds that—

11                   “(i) the shortfall can reasonably be  
12                   expected to be temporary; or

13                   “(ii) the number of slots allotted to  
14                   the agency is small enough that under-en-  
15                   rollment does not constitute a significant  
16                   shortfall,

17                  the Secretary may, as appropriate, waive or re-  
18                  duce the percentage recapturing, withholding,  
19                  or reduction otherwise required by subpara-  
20                  graph (A).

21                   “(C) PROCEDURAL REQUIREMENTS; EF-  
22                   FECTIVE DATE.—The actions taken by the Sec-  
23                   retary under this paragraph with respect to a  
24                   Head Start agency shall take effect 1 day after  
25                   the date on which—



1 “(i) the time allowed for appeal under  
2 section 646(a) expires without an appeal  
3 by the agency; or

4 “(ii) the action is upheld in an admin-  
5 istrative hearing under section 646.

6 “(7) REDISTRIBUTION OF FUNDS.—

7 “(A) IN GENERAL.—The Secretary shall  
8 use amounts recovered from a Head Start agen-  
9 cy through recapturing, withholding, or reduc-  
10 tion under paragraph (6) in a fiscal year—

11 “(i) in the case of a Head Start agen-  
12 cy administering an Indian Head Start  
13 program or a migrant and seasonal Head  
14 Start program, whose base grant is derived  
15 from amounts specified in paragraph  
16 (1)(C)(i), to redirect funds to 1 or more  
17 agencies that—

18 “(I) are administering Head  
19 Start programs serving the same spe-  
20 cial population; and

21 “(II) demonstrate that the agen-  
22 cies will use such redirected funds to  
23 increase enrollment in their Head  
24 Start programs in such fiscal year; or



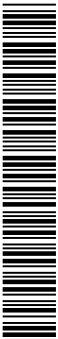
1 “(ii) in the case of a Head Start agen-  
2 cy in a State, whose base grant is derived  
3 from amounts specified in clause (ii) or  
4 (iii) of paragraph (1)(C), to redirect funds  
5 to 1 or more agencies that—

6 “(I) are administering Head  
7 Start programs in the same State;  
8 and

9 “(II) make the demonstration de-  
10 scribed in clause (i)(II).

11 “(B) SPECIAL RULE.—If there is no agen-  
12 cy located in a State that meets the require-  
13 ments of subclauses (I) and (II) of subpara-  
14 graph (A)(ii), the Secretary shall use amounts  
15 described in subparagraph (A) to redirect funds  
16 to Head Start agencies located in other States  
17 that make the demonstration described in sub-  
18 paragraph (A)(i)(II).

19 “(C) ADJUSTMENT TO FUNDED ENROLL-  
20 MENT.—The Secretary shall adjust as necessary  
21 the requirements relating to funded enrollment  
22 indicated in the grant agreement of a Head  
23 Start agency receiving redistributed amounts  
24 under this paragraph.”.



1   **SEC. 9. POWERS AND FUNCTIONS OF HEAD START AGEN-**  
2                   **CIES.**

3           (a) QUALIFICATIONS FOR DESIGNATION.—Section  
4   642(b) of the Head Start Act (42 U.S.C. 9837(b)) is  
5   amended to read as follows:

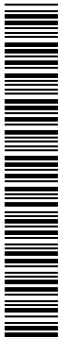
6           “(b) In order to be so designated, a Head Start agen-  
7   cy shall do all of the following:—

8                   “(1) Establish a program with standards set  
9           forth in section 641A(a)(1), with particular atten-  
10          tion to the standards set forth in subparagraphs (A)  
11          and (B) of such section.

12                   “(2) Demonstrate capacity to serve eligible chil-  
13          dren with scientifically-based curricula and other  
14          interventions that help promote the school readiness  
15          of children participating in the program.

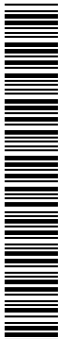
16                   “(3) Establish effective procedures by which  
17          parents and area residents concerned will be enabled  
18          to directly participate in decisions that influence the  
19          character of programs affecting their interests.

20                   “(3) Establish an independent board of direc-  
21          tors selected from among eligible individuals who  
22          shall serve on the board without compensation. An  
23          individual who has a conflict of interest is ineligible  
24          to serve as a member of the board. Members of the  
25          board shall include parents of children participating  
26          in the Head Start program and representatives of



1 the local community (including at least 1 member  
2 with significant financial management or accounting  
3 experience). Additional members shall be selected for  
4 their expertise in education, business administration,  
5 community affairs, government, legal affairs, and  
6 such other areas of expertise as may contribute to  
7 effective governance of the Head Start agency. All  
8 members of the board shall receive training in the  
9 management responsibilities and obligations, ethics,  
10 and financial literacy and management, and shall  
11 adopt practices that assure active, independent and  
12 informed governance of the Head Start agency, in-  
13 cluding independent oversight of the financial and  
14 management practices of such agency. The board  
15 shall operate as an entity independent of staff em-  
16 ployed by the Head start agency, entity, or applicant  
17 and have the following duties and responsibilities:

18 “(A) To provide independent oversight to  
19 ensure that the Head Start agency is delivering  
20 high quality services to children and families in  
21 compliance with all applicable standards in ef-  
22 fect under this subchapter and with the applica-  
23 ble performance measures established by the  
24 Secretary under section 644.



1                   “(B) To establish 2 or more standing com-  
2                   mittees to facilitate governance of the Head  
3                   Start agency which shall include both of the fol-  
4                   lowing:

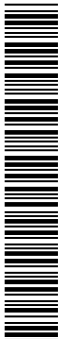
5                   “(i) A finance committee whose pri-  
6                   mary responsibility shall be—

7                   “(I) to develop and recommend  
8                   annually the operating budget of the  
9                   Head Start agency;

10                  “(II) to review and recommend  
11                  to the board the selection or termi-  
12                  nation of independent auditors (or the  
13                  extension of existing audit firm) at  
14                  least once every 4 years;

15                  “(III) to review and advise the  
16                  board of the audit management letter  
17                  provided pursuant to the chapter 75  
18                  of title 31 of the United States Code,  
19                  and of any audit findings; and

20                  “(IV) to monitor agency actions  
21                  to correct any such audit findings or  
22                  other actions necessary to comply with  
23                  applicable laws (including regulations)  
24                  governing financial statements and ac-  
25                  counting practices.



1           “(ii) A policy committee, a majority of  
2           whose representatives shall be parents of  
3           children participating in a Head Start pro-  
4           gram or in an Early Head Start program,  
5           or of children who participated in a Head  
6           Start program or in an Early Head Start  
7           program in the then most recent 5-year pe-  
8           riod preceding the selection of the par-  
9           ticular representative involved, and whose  
10          primary responsibility shall be to serve as  
11          a link between parents and the Board of  
12          Directors and to make recommendations  
13          on—

14               “(I) the strategic direction of the  
15               program, including long and short-  
16               term planning goals and objectives;

17               “(II) program operation policies,  
18               including standards of conduct for  
19               program staff and volunteers; and

20               “(III) activities to support the  
21               active involvement of parents in sup-  
22               porting program operations.

23               “(C) To approve the selection and dis-  
24               missal of the Head Start director, and to review  
25               annually the human resources available to en-

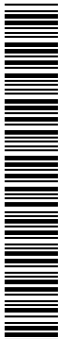


1           sure the effective operation of the Head Start  
2           agency.

3           “(D) To review and approve the major  
4           operational policies of the Head Start agency,  
5           including policies addressing accounting, finan-  
6           cial management, procurement, record confiden-  
7           tiality, and personnel (including specific stand-  
8           ards governing salaries, salary adjustments,  
9           travel and per diem allowances, and other em-  
10          ployee benefits).

11          “(E) To ensure that the Head Start agen-  
12          cy is operated in compliance with applicable  
13          Federal, State, and local laws (including regula-  
14          tions), and to monitor agency implementation of  
15          any corrective action necessary to comply with  
16          applicable laws (including regulations);

17          “(F) To oversee the program planning of  
18          the Head Start agency, including adoption of  
19          the Head Start agency philosophy and mission  
20          statement, adoption of policies for determining  
21          community needs, setting long- and short-range  
22          goals and objectives, establishment of criteria  
23          for selecting families in Head Start or Early  
24          Head Start programs, and to oversee and ap-



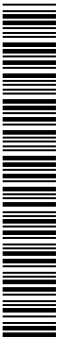
1           prove the agency's applications to receive funds  
2           made available under this subchapter; and

3           “(G) To establish, adopt, and periodically  
4           update a written ‘Standards of Conduct’ that  
5           establishes standards and procedures for dis-  
6           closing and addressing conflicts of interest, and  
7           the appearance of conflicts of interest, by board  
8           members, officers, employees, consultants, and  
9           agents who provide services or furnish goods to  
10          the Head Start agency.

11          “(5) Seek the involvement of parents, area resi-  
12          dents, and local business in the design and imple-  
13          mentation of the program.

14          “(6) Provide technical and other support need-  
15          ed to enable parents and area residents to secure on  
16          their own behalf available assistance from public and  
17          private sources.

18          “(7) Establish effective procedures to facilitate  
19          the involvement of parents of participating children  
20          in activities designed to help such parents become  
21          full partners in the education of their children, and  
22          to afford such parents the opportunity to participate  
23          in the development and overall conduct of the pro-  
24          gram at the local level.



1           “(8) Conduct outreach to schools in which  
2           Head Start children enroll, local educational agen-  
3           cies, the local business community, community-based  
4           organizations, faith-based organizations, museums,  
5           and libraries to generate support and leverage the  
6           resources of the entire local community in order to  
7           improve school readiness.

8           “(9) Offer (directly or through referral to local  
9           entities, such as entities carrying out Even Start  
10          programs under subpart 3 of part B of chapter 1 of  
11          title I of the Elementary and Secondary Education  
12          Act of 1965 (20 U.S.C. 2741 et seq.)), to parents  
13          of participating children, family literacy services and  
14          parenting skills training.

15          “(10) Offer to parents of participating children  
16          substance abuse counseling (either directly or  
17          through referral to local entities), including informa-  
18          tion on drug-exposed infants and fetal alcohol syn-  
19          drome.

20          “(11) At the option of such agency, offer (di-  
21          rectly or through referral to local entities), to such  
22          parents—

23                  “(A) training in basic child development  
24                  (including cognitive development);



1                   “(B) assistance in developing literacy and  
2                   communication skills;

3                   “(C) opportunities to share experiences  
4                   with other parents (including parent-mentor re-  
5                   lationships);

6                   “(D) regular in-home visitation; or

7                   “(E) any other activity designed to help  
8                   such parents become full partners in the edu-  
9                   cation of their children.

10                  “(12) Provide, with respect to each partici-  
11                  pating family, a family needs assessment that in-  
12                  cludes consultation with such parents about the ben-  
13                  efits of parent involvement and about the activities  
14                  described in paragraphs (5) through (8) in which  
15                  such parents may choose to be involved (taking into  
16                  consideration their specific family needs, work sched-  
17                  ules, and other responsibilities).

18                  “(13) Consider providing services to assist  
19                  younger siblings of children participating in its Head  
20                  Start program to obtain health services from other  
21                  sources.

22                  “(14) Perform community outreach to encour-  
23                  age individuals previously unaffiliated with Head  
24                  Start programs to participate in its Head Start pro-  
25                  gram as volunteers.



1           “(15)(A) Inform custodial parents in single-par-  
2           ent families that participate in programs, activities,  
3           or services carried out or provided under this sub-  
4           chapter about the availability of child support serv-  
5           ices for purposes of establishing paternity and ac-  
6           quiring child support; and

7           “(B) refer eligible parents to the child support  
8           offices of State and local governments.”;

9           (b) COORDINATION AND COLLABORATION.—Section  
10          642(c) of the Head Start Act (42 U.S.C. 9837(c)) is  
11          amended to read as follows:

12          “(c) The head of each Head Start agency shall co-  
13          ordinate and collaborate with the State agency responsible  
14          for administering the State program carried out under the  
15          Child Care and Development Block Grant Act of 1990 (42  
16          U.S.C. 9858 et seq.), and other early childhood education  
17          and development programs, including programs under  
18          subtitle VII–B of the McKinney-Vento Homeless Assist-  
19          ance Act (42 U.S.C. 11431–11435), Even Start programs  
20          under subpart 3 of part B of chapter 1 of title I of the  
21          Elementary and Secondary Education Act of 1965 (20  
22          U.S.C. 2741 et seq.), and programs under Part C and sec-  
23          tion 619 of the Individuals with Disabilities Education Act  
24          (20 U.S.C. 1431–1445, 1419), and the Child Abuse Pre-  
25          vention and Treatment Act (42 U.S.C. 5106a), serving the



1 children and families served by the Head Start agency to  
2 carry out the provisions of this subchapter.”.

3 (c) OTHER COORDINATION.—Section 642(d) of the  
4 Head Start Act (42 U.S.C. 9837(d)) is amended—

5 (1) by redesignating paragraphs (2) through  
6 (4) as paragraph (5) through (7), respectively;

7 (2) by inserting after paragraph (1) the fol-  
8 lowing:

9 “(2) COORDINATION.—

10 “(A) LOCAL EDUCATIONAL AGENCY.—In  
11 communities where both public prekindergarten  
12 programs and Head Start programs operate, a  
13 Head Start agency shall collaborate and coordi-  
14 nate activities with the local educational agency  
15 or other public agency responsible for the oper-  
16 ation of the prekindergarten program and pro-  
17 viders of prekindergarten, including outreach  
18 activities to identify eligible children.

19 “(B) ELEMENTARY SCHOOLS.—Head Start  
20 staff shall, with the permission of the parents  
21 of children enrolled in Head Start programs,  
22 regularly communicate with the elementary  
23 schools such children will be attending—

24 “(i) to share information about such  
25 children;



1 “(ii) to get advice and support from  
2 the teachers in such elementary schools  
3 participating in programs funded under  
4 title I of subpart 1 of the Elementary and  
5 Secondary Education Act of 1965 regard-  
6 ing scientifically based teaching strategies  
7 and options; and

8 “(iii) to ensure a smooth transition to  
9 elementary school for such children.

10 “(C) OTHER PROGRAMS.—The head of  
11 each Head Start agency shall coordinate activi-  
12 ties and collaborate with the State agency re-  
13 sponsible for administering the State program  
14 carried out under the Child Care and Develop-  
15 ment Block Grant Act of 1990 (42 U.S.C. 9858  
16 et seq.), and other entities carrying out early  
17 childhood education and development programs,  
18 programs under subtitle B of title VII of the  
19 McKinney-Vento Homeless Assistance Act (42  
20 U.S.C. 11431 et seq.), Even Start programs  
21 under subpart 3 of part B of title I of the Ele-  
22 mentary and Secondary Education Act of 1965  
23 (20 U.S.C. 6381 et seq.), and programs under  
24 section 619 and part C of the Individuals with  
25 Disabilities Education Act (20 U.S.C. 1419,



1 1431 et seq.), serving the children and families  
2 served by the Head Start agency.

3 “(3) COLLABORATION.—A Head Start agency  
4 shall take steps to coordinate activities with the local  
5 educational agency serving the community involved  
6 and with schools in which children participating in  
7 a Head Start program operated by such agency will  
8 enroll following such program, including—

9 “(A) collaborating on the shared use of  
10 transportation and facilities;

11 “(B) collaborating to enhance the effi-  
12 ciency of services while increasing the program  
13 participation of underserved populations of eli-  
14 gible children; and

15 “(C) exchanging information on the provi-  
16 sion of noneducational services to such children.

17 “(4) PARENTAL INVOLVEMENT.—In order to  
18 promote the continued involvement of the parents of  
19 children that participate in Head Start programs in  
20 the education of their children upon transition to  
21 school, the Head Start agency shall—

22 “(A) provide training to the parents—

23 “(i) to inform the parents about their  
24 rights and responsibilities concerning the  
25 education of their children; and



1 “(ii) to enable the parents—

2 “(I) to understand and work with  
3 schools in order to communicate with  
4 teachers and other school personnel;

5 “(II) to support the schoolwork  
6 of their children; and

7 “(III) to participate as appro-  
8 priate in decisions relating to the edu-  
9 cation of their children; and

10 “(B) take other actions, as appropriate  
11 and feasible, to support the active involvement  
12 of the parents with schools, school personnel,  
13 and school-related organizations.”;

14 (3) in paragraph (5), as so redesignated—

15 (A) by striking “A” and inserting “Each”;

16 (B) by striking “may” and inserting  
17 “shall”;

18 (C) by striking “and” at the end of sub-  
19 paragraph (A); and

20 (D) by redesignating subparagraph (B) as  
21 subparagraph (C); and

22 (E) by inserting after subparagraph (A)  
23 the following:



1           “(B) collaborating to increase the program par-  
2           ticipation of underserved populations of eligible chil-  
3           dren; and”; and

4           (4) by adding at the end the following:

5           “(6) Head Start agencies shall implement a research-  
6           based early childhood curricula that promotes young chil-  
7           dren’s school readiness in the areas of language and cog-  
8           nitive development, early reading and premathematics  
9           skills, socio-emotional skills, physical development, and ap-  
10          proaches to learning. Such curricula should be—

11           “(A) based on scientifically based research and  
12           have standardized training procedures and published  
13           curriculum materials to support implementation; and

14           “(B) comprehensive, balance child and teacher-  
15           initiated activities, be outcomes based, and be linked  
16           to ongoing assessment with concrete instructional  
17           goals and objectives.

18           “(7) Head Start agencies shall use ongoing, research-  
19           based assessment methods that are developmentally ap-  
20           propriate, culturally and linguistically responsive, and tied  
21           to children’s daily activities in order to support the edu-  
22           cational instruction of children in the program, including  
23           language skills, prereading knowledge and premathematics  
24           knowledge. Assessment instruments shall be those de-  
25           signed and validated for making decisions about teaching



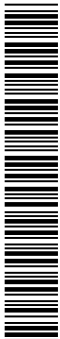
1 and learning and aligned with the program's curricula and  
2 Section 641A(a)(1).

3 “(8) For the purpose of meeting the performance  
4 standards, Head Start agencies shall use high-quality re-  
5 search-based developmental screening tools that have been  
6 demonstrated to be standardized, reliable, valid, and accu-  
7 rate for children from a range of racial, ethnic, linguistic,  
8 and cultural backgrounds.”.

9 (d) ASSESSMENT.—Section 642 of the Head Start  
10 Act (42 U.S.C. 9837) is amended by striking subsection  
11 (e) and inserting the following:

12 “(e) ASSESSMENT.—Each Head Start agency shall  
13 adopt, in consultation with experts in child development  
14 and with classroom teachers, an assessment to be used  
15 when hiring or evaluating any classroom teacher in a cen-  
16 ter-based Head Start program. Such assessment shall  
17 measure whether such teacher has mastered the functions  
18 described in section 648A(a)(1) and attained a level of lit-  
19 eracy appropriate to implement Head Start curricula.

20 “(f) FUNDED ENROLLMENT; WAITING LIST.—Each  
21 Head Start agency shall enroll 100 percent of its funded  
22 enrollment and maintain an active waiting list at all times  
23 with ongoing outreach to the community and activities to  
24 identify underserved populations.”.



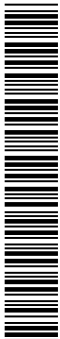
1   **SEC. 10. LOCAL AND STATE INTEGRATION OF EARLY**  
2                   **CHILDHOOD EDUCATION.**

3           The Head Start Act (42 U.S.C. 9831 et. seq.) is  
4   amended by inserting after section 642A the following:

5   **“SEC. 642B. LOCAL AND STATE INTEGRATION OF EARLY**  
6                   **CHILDHOOD EDUCATION.**

7           “(a) LOCAL INTEGRATION.—In general, Head Start  
8   agencies shall enter into ongoing partnerships with local  
9   educational agencies, State-funded preschool and other  
10   early childhood programs. Head Start agencies shall oper-  
11   ate in a manner consistent with the goal of creating and  
12   expanding an efficient and effective system of early child-  
13   hood and school readiness services in each State and com-  
14   munity, while maintaining compliance with Standards  
15   under section 641A(a).

16           “(1) MEMORANDA OF UNDERSTANDING.—Each  
17   Head Start agency shall enter into a memorandum  
18   of understanding with any local educational agencies  
19   or local councils, responsible for managing publicly  
20   funded prekindergarten programs in the service area  
21   of the Head Start agency (or if such agencies and  
22   such councils are not applicable in the service area,  
23   with the largest provider of publicly funded pre-  
24   kindergarten in the service area), that shall include  
25   plans to coordinate the following activities:



1           “(A) Educational activities, curricula, and  
2 instruction aligned to State developed K-12  
3 academic standards, as defined by section  
4 1111(b)(1) of the Elementary and Secondary  
5 Education Act of 1965.

6           “(B) Public information dissemination and  
7 access to programs for families contacting any  
8 of the early childhood programs.

9           “(C) Selection priorities for eligible chil-  
10 dren to be served by programs.

11           “(D) Service delivery areas.

12           “(E) Staff training, including opportunities  
13 for joint staff training on topics such as aca-  
14 demic content standards and instructional  
15 methods.

16           “(F) Program technical assistance.

17           “(G) Provision of additional services to  
18 meet the child care needs of working parents.

19           “(H) Planning and parent education for  
20 smooth transitions to kindergarten as required  
21 in section 642A(3) and 642A(6).

22           “(I) Provision and use of facilities, trans-  
23 portation, and other program elements, and

24           “(J) Other elements mutually agreed to by  
25 the parties to such memorandum.



1           “(2) TIMING OF MEMORANDA—Each Head  
2           Start agency shall enter into a memorandum of un-  
3           derstanding under paragraph (1) not later than 1  
4           year after the effective date of this section.

5           “(3) SECRETARIAL REVIEW.—Each memo-  
6           randum of understanding entered into under para-  
7           graph (1) shall be submitted to the Secretary not  
8           later than 30 days after entering into such memo-  
9           randum.

10           “(A) If a Head Start agency is unable to  
11           comply with the requirement in (1) the Head  
12           Start agency shall notify the Secretary and the  
13           chief executive officer of the State not later  
14           than 30 days after determining that they are  
15           unable to enter into such memorandum. The  
16           Secretary, in cooperation with the State Early  
17           Learning Council and the State Director of  
18           Head Start Collaboration, shall evaluate the  
19           causes of failure to enter into a memorandum  
20           of understanding under paragraph (1). With  
21           the assistance of the State Early Learning  
22           Council and the State Director of Head Start  
23           Collaboration, all parties shall again attempt to  
24           enter into a memorandum of understanding  
25           under paragraph (1). Then if no such memo-



1 random of understanding is entered into, the  
2 Secretary shall make 1 of the following deter-  
3 minations:

4 “(i) The local educational agency,  
5 local council, or other appropriate entity is  
6 unable or unwilling to enter into such a  
7 memorandum despite reasonable efforts on  
8 the part of the Head Start agency; or

9 “(ii) The Head Start agency has not  
10 engaged in reasonable efforts to success-  
11 fully negotiate and enter into a memo-  
12 randum of understanding pursuant to  
13 paragraph (1).

14 “(iii) There is an absence of publicly  
15 funded prekindergarten in the service area  
16 of the Head Start agency.

17 “(B) If the Secretary determines the Head  
18 Start agency is not making reasonable efforts  
19 to enter into a memorandum of understanding  
20 pursuant to paragraph (1), the Head Start  
21 agency shall be found deficient and shall be  
22 considered by the Secretary in the same manner  
23 as other deficiency findings.

24 “(C) If the Secretary concludes that the  
25 local educational agency, local council, or other

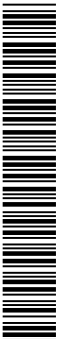


1 appropriate entity is not making reasonable ef-  
2 forts to reach such a memorandum of under-  
3 standing, the Head Start agency shall not be  
4 found out of compliance with paragraph (1).

5 “(4) REVISION OF MEMORANDA—Each memo-  
6 randum of understanding shall be revised and re-  
7 newed annually by the parties to such memorandum,  
8 in alignment with the beginning of the school year.

9 “(5) ABSENCE OF PREKINDERGARTEN.—In the  
10 absence of publicly funded prekindergarten in the  
11 service area of a Head Start agency, the Head Start  
12 agency shall submit notice to the Secretary and the  
13 chief executive officer of the State and shall work  
14 with the State Early Learning Council and the State  
15 Director of Head Start Collaboration to improve co-  
16 ordination in their service area.

17 “(b) STATEWIDE INTEGRATION.—From the amounts  
18 reserved and allotted in section 640(a)(4) and the  
19 amounts reserved in section 640(a)(2)(C)(ii), the Sec-  
20 retary shall award an early learning collaboration grant  
21 to each State for the purposes of supporting a State Early  
22 Learning Council responsible for advancing the develop-  
23 ment of a coordinated early childhood services delivery sys-  
24 tem in the State. A State that receives a grant under this  
25 subparagraph shall—

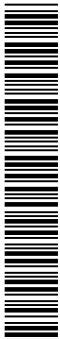


1           “(1) establish a State Early Learning Council,  
2           which shall include the State Director of Head Start  
3           Collaboration, representatives from the State pre-  
4           school programs, representatives of local educational  
5           agencies, representatives of State child care pro-  
6           grams, representatives of State preschool special  
7           education programs, and representatives from Head  
8           Start agencies located in the State. The chief execu-  
9           tive officer of the State may designate an existing  
10          entity to serve as the Early Learning Council if such  
11          entity includes representatives described in this  
12          paragraph;

13          “(2) ensure that allotted funds distributed to a  
14          State for a fiscal year to carry out this subsection  
15          may be used by the State to pay not more than 30  
16          percent of the cost of carrying out this subsection;

17          “(3) direct the Early Learning Council—

18               “(A) to increase coordination and collabo-  
19               ration among State preschool, Head Start pro-  
20               grams, child care programs, early childhood  
21               special education, and other early childhood  
22               programs, including in the areas of outcomes  
23               and standards, technical assistance, coordina-  
24               tion of services, cross-sector professional devel-  
25               opment and training, outreach, communication,



1 and better serving the needs of working families  
2 through provision of full-day and full-year early  
3 education services;

4 “(B) to work with State agencies respon-  
5 sible for education, child care, and early inter-  
6 vention to provide leadership and assistance to  
7 local Head Start programs, school districts, and  
8 State and locally funded preschool and child  
9 care programs to increase integration among  
10 early childhood programs through adoption of  
11 local memoranda of understanding described in  
12 subparagraph (A) and other means;

13 “(C) to conduct periodic statewide needs  
14 assessments concerning early care and edu-  
15 cation programs for children from birth to  
16 school entry;

17 “(D) to work to identify and address bar-  
18 riers to and opportunities for integration be-  
19 tween entities carrying out Federal and State  
20 child development, child care, and early child-  
21 hood education programs;

22 “(E) to develop recommendations regard-  
23 ing means of establishing a unified data collec-  
24 tion system for early care and education pro-  
25 grams operating throughout the State;



1           “(F) to address coordination of early  
2           learning programs with health care, welfare,  
3           family literacy and services for homeless chil-  
4           dren;

5           “(G) to support a State system of early  
6           childhood education, and training and technical  
7           assistance that improves the quality of early  
8           learning programs and the capacity of such pro-  
9           grams to deliver services pursuant to section  
10          648(b)

11          “(4) Nothing in this subsection shall be con-  
12          strued to provide the Early Learning Council with  
13          authority to alter the provisions of this Act.

14          “(5) Funds made available under this section  
15          shall be used to supplement, and not supplant, other  
16          Federal, State, and local funds that would otherwise  
17          be expended to carry out the purposes of this sec-  
18          tion.

19          “(c) STATE DIRECTOR OF HEAD START COLLABORA-  
20          TION.—The chief executive officer of the State shall ap-  
21          point an individual to serve as the State Director of Head  
22          Start Collaboration and shall ensure that the Director  
23          holds a position with sufficient authority and access to be  
24          capable of facilitating the coordination of programs de-  
25          signed to benefit low-income children and their families.



1 Such position shall be located within the State Early  
2 Learning Council and shall require the Director—

3 “(1) to collaborate with entities involved in  
4 State and local planning processes to better meet the  
5 needs of low income families and children from birth  
6 to school entry;

7 “(2) to assist Head Start agencies in coordi-  
8 nating activities with the State agency responsible  
9 for administering the State program carried out  
10 under the Child Care and Development Block Grant  
11 Act of 1990 and entities that provide child care re-  
12 source and referral services in the State to make  
13 full-day and full calendar year services available to  
14 children;

15 “(3) to align Head Start and State prekindergarten  
16 activities to meet shared goals of school read-  
17 iness; and

18 “(4) to establish improved linkages between  
19 Head Start agencies and other children and family  
20 agencies, including agencies that provide health,  
21 mental health or family services or other child and  
22 family support services.”.

23 **SEC. 11. HEAD START ALIGNMENT WITH K-12 EDUCATION.**

24 Section 642A of the Head Start Act (42 U.S.C.  
25 9837a) is amended—



1 (1) by amending the heading to read as follows:

2 **“SEC. 642A. HEAD START ALIGNMENT WITH K-12 EDU-**  
3 **CATION.”;**

4 (2) in paragraph (2)—

5 (A) by inserting “ongoing” after “estab-

6 lishing”; and

7 (B) after “social workers,” by inserting the

8 following: “McKinney-Vento liaisons as estab-

9 lished under section 722 (g)(1)(J)(ii) of the

10 McKinney-Vento Homeless Assistance Act,”;

11 (3) by redesignating paragraphs (3) through

12 (7) as paragraphs (5) through (9), respectively; and

13 (4) by inserting the following after paragraph

14 (2):

15 “(3) developing continuity of developmentally

16 appropriate curricula between Head Start and local

17 educational agencies to ensure an effective transition

18 and appropriate shared expectations for children’s

19 learning and development as they make such transi-

20 tion to school;

21 “(4) organizing and participating in joint train-

22 ing, including transition-related training for school

23 staff and Head Start staff;”;

24 (5) by amending paragraph (7), as so redesign-

25 nated, to read as follows:



1 “(7) developing and implementing a family out-  
2 reach and support program in cooperation with enti-  
3 ties carrying out parental involvement efforts under  
4 title I of the Elementary and Secondary Education  
5 Act of 1965 and family outreach and support efforts  
6 under subtitle VII–B of the McKinney-Vento Home-  
7 less Assistance Act;”;

8 (6) in paragraph (8), as so redesignated—

9 (A) by inserting “and continuity in paren-  
10 tal involvement activities” after “developmental  
11 continuity”; and

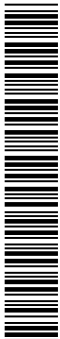
12 (B) by striking “and” at the end of para-  
13 graph (8), as so redesignated;

14 (7) by amending paragraph (9), as so redesign-  
15 ated, to read as follows:

16 “(9) linking the services provided in such Head  
17 Start program with the education services, including  
18 services relating to language, literacy, and  
19 numeracy, provided by such local educational agen-  
20 cy;”; and

21 (8) by adding at the end the following:

22 “(10) helping parents to understand the impor-  
23 tance of parental involvement in a child’s academic  
24 success while teaching them strategies for maintain-



1 ing parental involvement as their child moves from  
2 Head Start to elementary school;

3 “(11) developing and implementing a system to  
4 increase program participation of underserved popu-  
5 lations of eligible children; and

6 “(12) coordinating activities and collaborating  
7 to ensure that curricula used in the Head Start pro-  
8 gram is aligned with State early learning standards  
9 with regard to cognitive, social, emotional, and phys-  
10 ical competencies that children entering kinder-  
11 garten are expected to demonstrate.”.

12 **SEC. 12. ADMINISTRATIVE REQUIREMENTS AND STAND-**  
13 **ARDS.**

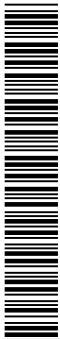
14 Section 644 of the Head Start Act (42 U.S.C.  
15 9839(f)(2)) is amended—

16 (1) in subsection (a)—

17 (A) by inserting “(1) STANDARDS.—”  
18 after “(a)”; and

19 (B) by inserting after the 3d sentence the  
20 following:

21 “(2) ANNUAL REPORT.—Each Head Start agency  
22 shall make available to the public a report published at  
23 least once in each fiscal year that discloses the following  
24 information from the then most recently concluded fiscal  
25 year:



1           “(A) The total amount of public and private  
2 funds received and the amount from each source.

3           “(B) An explanation of budgetary expenditures  
4 and proposed budget for following fiscal year

5           “(C) The Total number of children and families  
6 served and percent of average monthly enrollment,  
7 including the percent of eligible children served.

8           “(D) The results of the most recent review by  
9 the Secretary and the financial audit.

10          “(E) The percentage of enrolled children that  
11 received medical and dental exams.

12          “(F) Information about parent involvement ac-  
13 tivities.

14          “(G) The performance of the agency in pre-  
15 paring children for kindergarten.

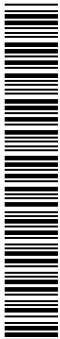
16          “(H) Any other information that describes the  
17 activities of the agency.

18          “(3) PROCEDURAL CONDUCT.—”; and

19           (2) in subsection (f)(2)

20           (A) by redesignating subparagraphs (A)  
21 through (E) as subparagraphs (B) through (F),  
22 respectively; and

23           (B) by inserting before subparagraph (B),  
24 as so redesignated, the following:



1           “(A) a description of the consultation conducted  
2           by the Head Start agency with the providers in the  
3           community demonstrating capacity and capability to  
4           provide services under this subchapter, and of the  
5           potential for collaboration with such providers and  
6           the cost effectiveness of such collaboration as op-  
7           posed to the cost effectiveness of the purchase of a  
8           facility;”.

9   **SEC. 13. ELIGIBILITY.**

10          Section 645(a) of the Head Start Act (42 U.S.C.  
11   9840) is amended—

12           (1) in paragraph (1)—

13               (A) in subparagraph (B)(i)—

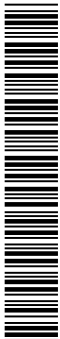
14                   (i) by striking “to a reasonable ex-  
15                   tent” and inserting “not to exceed 10 per-  
16                   cent of the total enrollment”; and

17                   (ii) by striking “benefit from such  
18                   programs” and inserting “benefit from  
19                   such programs, including children referred  
20                   by child welfare services,”; and

21           (B) by adding at the end the following:

22   “A homeless child shall be deemed to meet the low-income  
23   criteria.”; and

24           (2) by adding at the end the following:



1       “(3) The amount of a basic allowance provided under  
2 section 403 of title 37, United States Code, on behalf of  
3 an individual who is a member of the uniformed services  
4 for housing that is acquired or constructed under the au-  
5 thority of subchapter IV of chapter 169 of title 10, United  
6 States Code, or any other related provision of law, shall  
7 not be considered to be income for purposes of deter-  
8 mining the eligibility of a child of the individual for pro-  
9 grams assisted under this subchapter.”.

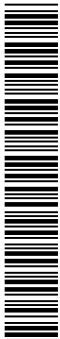
10 **SEC. 14. EARLY HEAD START PROGRAMS.**

11       (a) IN GENERAL.—Section 645A(b) of the Head  
12 Start Act (42 U.S.C. 9640a(b)) is amended—

13               (1) by amending paragraphs (4) and (5) to  
14 read as follows:

15               “(4) provide services to parents to support their  
16 role as parents (including parenting skills training  
17 and training in basic child development) and to help  
18 the families move toward self-sufficiency (including  
19 educational and employment services as appro-  
20 priate);

21               “(5) coordinate services with services (including  
22 home-based services) provided by programs in the  
23 State and programs in the community (including  
24 programs for infants and toddlers with disabilities)  
25 to ensure a comprehensive array of services (such as



1 health and mental health services, and family sup-  
2 port services);”;

3 (2) by amending paragraph (8) to read as fol-  
4 lows:

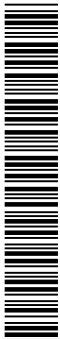
5 “(8) ensure formal linkages with the agencies  
6 and entities described in section 644(b) of the Indi-  
7 viduals with Disabilities Education Act (20 U.S.C.  
8 1444(b)) and providers of early intervention services  
9 for infants and toddlers with disabilities under the  
10 Individuals with Disabilities Education Act (20  
11 U.S.C. 1400 et seq.) and the agency responsible for  
12 administering the section 106 of the Child Abuse  
13 Prevention and Treatment Act (42 U.S.C. 5106a);”.

14 (3) by redesignating paragraph (9) as para-  
15 graph (11);

16 (4) by inserting after paragraph (8) the fol-  
17 lowing:

18 “(9) develop and implement a systematic proce-  
19 dure for transitioning children and parents from an  
20 Early Head Start program into a Head Start pro-  
21 gram or another local early childhood education pro-  
22 gram;

23 “(10) establish channels of communication be-  
24 tween staff of Early Head Start programs and staff  
25 of Head Start programs or other local early child-



1 hood education programs, to facilitate the coordina-  
2 tion of programs; and”.

3 (b) MIGRANT AND SEASONAL PROGRAMS;  
4 COMMUNITY- AND FAITH-BASED ORGANIZATIONS.—Sec-  
5 tion 645A(d) of the Head Start Act (42 U.S.C. 9640a(d))  
6 is amended—

7 (1) by amending paragraph (1) to read as fol-  
8 lows:

9 “(1) entities operating Head Start programs  
10 under this subpart, including migrant and seasonal  
11 Head Start programs; and”; and

12 (2) in paragraph (2) of the Head Start Act (42  
13 U.S.C. 9643(d)(2)) is amended by inserting “, in-  
14 cluding community- and faith-based organizations”  
15 after “entities” the 2d place it appears.

16 (c) TRAINING AND TECHNICAL ASSISTANCE AC-  
17 COUNT.—Section 645A(g)(2)(B) of the Head Start Act  
18 (42 U.S.C. 9640a(g)(2)(B)) is amended—

19 (1) in clause (iii) by striking “and” at the end;

20 (2) in clause (iv) by striking the period at the  
21 end and inserting “; and”; and

22 (3) by adding at the end the following:

23 “(v) providing professional develop-  
24 ment designed to increase program partici-



1                   pation for underserved populations of eligi-  
2                   ble children.”.

3           (d) CENTER-BASED STAFF.—Section 645A of the  
4 Head Start Act (42 U.S.C. 9640a) is amended by adding  
5 at the end the following:

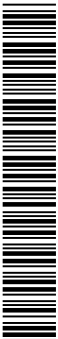
6           “(h) CENTER-BASED STAFF.—The Secretary shall  
7 ensure that, not later than September 30, 2008, all teach-  
8 ers providing direct services to Early Head Start children  
9 and families in Early Head Start centers have a minimum  
10 of a child development associate credential or an associate  
11 degree, and have been trained (or have equivalent course  
12 work) in early childhood development.”.

13 **SEC. 15. PARENTAL CONSENT REQUIREMENT FOR NON-**  
14 **EMERGENCY INTRUSIVE PHYSICAL EXAMINA-**  
15 **TIONS.**

16           The Head Start Act (42 U.S.C. 9831 et seq.) is  
17 amended by inserting after section 645A the following:

18 **“SEC. 645B. PARENTAL CONSENT REQUIREMENT FOR NON-**  
19 **EMERGENCY INTRUSIVE PHYSICAL EXAMINA-**  
20 **TIONS.**

21           “(a) DEFINITION.—The term ‘nonemergency intru-  
22 sive physical examination’ means, with respect to a child,  
23 a physical examination that—



1           “(1) is not immediately necessary to protect the  
2           health or safety of such child, or the health or safety  
3           of another individual; and

4           “(2) includes incision or is otherwise invasive,  
5           or includes exposure of private body parts.

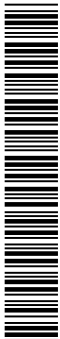
6           “(b) REQUIREMENT.—Before administering any  
7           health care service (including any nonemergency intrusive  
8           physical examination) to a child (or referring such child  
9           to obtain such service) in connection with participation in  
10          a program under this subchapter, a Head Start agency  
11          and an entity that receives assistance under section 645A  
12          shall obtain the written consent of a parent of such child.

13          “(c) RULE OF CONSTRUCTION.—Nothing in this sec-  
14          tion shall be construed to prohibit a Head Start agency  
15          or an entity that receives assistance under section 645A  
16          from using established methods, for handling cases of sus-  
17          pected or known child abuse and neglect, that are in com-  
18          pliance with applicable Federal, State, or tribal law.”.

19       **SEC. 16. RIGHT TO APPEAL.**

20          Section 646(a)(3) of the Head Start Act (42 U.S.C.  
21          9841(a)(3)) is amended to read as follows:

22          “(3) if financial assistance under this subchapter is  
23          terminated or reduced, an application for a noncompeting  
24          continuation award is denied based on a previous failure  
25          to comply with terms applicable to financial assistance



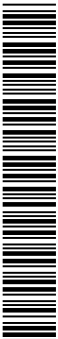
1 previously provided this subchapter, or suspension of fi-  
2 nancial assistance is continued for more than 30 days, the  
3 recipient with respect to whom such action is taken shall  
4 have the opportunity to appeal such action in accordance  
5 with such procedures, except that no funds made available  
6 under this subchapter may be used to reimburse any such  
7 recipient for legal fees and other costs incurred in pur-  
8 suing such an appeal;”.

9 **SEC. 6. AUDITS.**

10 Section 647 of the Head Start Act (42 U.S.C. 9842)  
11 is amended by adding at the end the following:

12 “(c)(1) Not later than 60 days after the end of each  
13 fiscal year, each Head Start agency, and each entity that  
14 receives assistance under section 645A, shall submit to the  
15 Secretary an independent financial audit of the Head  
16 Start program carried out with financial assistance pro-  
17 vided under this subchapter. Such audit shall be carried  
18 out by a certified public accountant selected through a  
19 competitive process from among qualified certified ac-  
20 countants by the local oversight board established in ac-  
21 cordance with section 641(a) by such agency, except that  
22 no accountant may perform audits of such program for  
23 a period exceeding 2 consecutive fiscal years.

24 “(2) Not later than 60 days after receiving such  
25 audit, the Secretary shall provide to such agency or such



1 entity, and to the chief executive officer of the State in  
2 which such program is operated, a notice identifying the  
3 actions such agency or such entity is required to take to  
4 correct all deficiencies identified in such audit.

5 “(d) Each recipient of financial assistance under this  
6 subchapter shall—

7 “(1) maintain, and annually submit to the Sec-  
8 retary, a complete accounting of its administrative  
9 expenses (including a detailed statement identifying  
10 the amount of financial assistance provided under  
11 this subchapter used to pay expenses for salaries  
12 and compensation and the amount (if any) of other  
13 funds used to pay such expenses); and

14 “(2) provide such additional documentation as  
15 the Secretary may require.”.

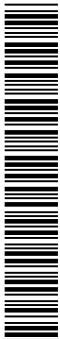
16 **SEC. 18. TECHNICAL ASSISTANCE AND TRAINING.**

17 (a) STATE-BASED SYSTEM.—Section 648 of the  
18 Head Start Act (42 U.S.C. 9843) is amended—

19 (1) by redesignating subsections (b) through (e)  
20 as subsections (c) through (f), respectively; and

21 (2) by inserting after subsection (a) the fol-  
22 lowing:

23 “(b) The Secretary shall make available to each State  
24 the money reserved in section 640(a)(2)(C)(ii) to support  
25 a State-based system delivering training and technical as-

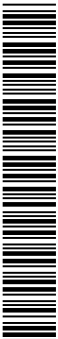


1 sistance that improves the capacity of Head Start pro-  
2 grams within a State to deliver services in accordance with  
3 the Head Start standards in section 641A(a)(1), with par-  
4 ticular attention to the standards set forth in subpara-  
5 graphs (A) and (B) of such section. The Secretary shall—

6 “(1) ensure eligible entities within a State are  
7 chosen by the Secretary, in consultation with the  
8 State Collaboration Board described in section  
9 640(a)(5)(C)(i), through a competitive bid process;

10 “(2) ensure that existing agencies with dem-  
11 onstrated expertise in providing high quality training  
12 and technical assistance to improve the delivery of  
13 Head Start services, including the State Head Start  
14 Association, State agencies, migrant and seasonal  
15 Head Start programs operating in the State, and  
16 other entities currently providing training and tech-  
17 nical assistance in early education, be included in  
18 the planning and coordination of the State system of  
19 training and technical assistance; and

20 “(3) encourage States to supplement the funds  
21 authorized in section 640(a)(2)(C)(ii) with State,  
22 Federal, or local funds other than Head Start funds,  
23 to expand activities beyond Head Start agencies to  
24 include other providers of other early childhood serv-  
25 ices within a State.”.



1 (b) ALLOCATION OF RESOURCES.—Section 648(d) of  
2 the Head Start Act (42 U.S.C. 9843(d)), as so redesign-  
3 nated, is amended—

4 (1) in paragraph (2) by inserting “and for ac-  
5 tivities described in section 1221(b)(3) of the Ele-  
6 mentary and Secondary Education Act of 1965”  
7 after “disabilities” ; and

8 (2) in paragraph (5) by inserting “, including  
9 the needs of homeless children and their families”  
10 after “assessment”;

11 (3) in paragraph (10) by striking “and” at the  
12 end;

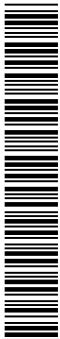
13 (4) in paragraph (11) by striking the period at  
14 the end and inserting “; and”; and

15 (5) by adding the following at the end:

16 “(12) assist Head Start agencies and programs  
17 in increasing program participation of homeless chil-  
18 dren.”.

19 (c) TRAINING IN USE OF MEDIA.—Section 648(e) of  
20 the Head Start Act (42 U.S.C. 9843(e)), as so redesign-  
21 nated, is amended by inserting “, including community-  
22 and faith-based organizations” after “entities”.

23 (d) CHILD DEVELOPMENT AND NATIONAL ASSESS-  
24 MENT PROGRAM.—Section 648(f) of the Head Start Act



1 (42 U.S.C. 9843(f)), as so redesignated, is amended to  
2 read as follows:

3 “(f) The Secretary shall provide, either directly or  
4 through grants or other arrangements, funds from pro-  
5 grams authorized under this subchapter to support an or-  
6 ganization to administer a centralized child development  
7 and national assessment program leading to recognized  
8 credentials for personnel working in early childhood devel-  
9 opment and child care programs, training for personnel  
10 providing services to non-English language background  
11 children (including services to promote the acquisition of  
12 the English language), training for personnel providing  
13 services to children determined to be abused or neglected,  
14 training for personnel providing services to children re-  
15 ferred by or receiving child welfare services, training for  
16 personnel in helping children cope with community vio-  
17 lence, and resource access projects for personnel working  
18 with disabled children.”.

19 (e) ADDRESSING UNIQUE NEEDS.—Section 648 of  
20 the Head Start Act (42 U.S.C. 9843) is amended by add-  
21 ing at the end the following:

22 “(g) HELPING PERSONNEL BETTER SERVE MI-  
23 GRANT AND SEASONAL FARM-WORKING COMMUNITIES  
24 AND HOMELESS FAMILIES.—The Secretary shall provide,  
25 either directly or through grants, or other arrangements,



1 funds for training of Head Start personnel in addressing  
2 the unique needs of migrant and seasonal working fami-  
3 lies, families with a limited English proficiency, and home-  
4 less families.

5 “(h) AUTHORIZED ACTIVITIES.—More than 50 per-  
6 cent of funds expended under this section shall be used  
7 to provide high quality, sustained, intensive, and class-  
8 room-focused training and technical assistance in order to  
9 have a positive and lasting impact on classroom instruc-  
10 tion. Funds shall be used to carry out activities related  
11 to any or all of the following:

12 “(1) Education and early childhood develop-  
13 ment.

14 “(2) Child health, nutrition, and safety.

15 “(3) Family and community partnerships.

16 “(4) Other areas that impact the quality or  
17 overall effectiveness of Head Start programs.

18 “(i) PROHIBITION ON USE OF FUNDS.—Funds under  
19 this subchapter used for training shall be used for needs  
20 identified annually by a grant applicant or delegate agency  
21 in their program improvement plan, except that funds  
22 shall not be used for long-distance travel expenses for  
23 training activities available locally or regionally or for  
24 training activities substantially similar to locally or region-  
25 ally available training activities.



1 “(j)(1) The Secretary shall work in collaboration with  
2 the Head Start agencies that carry out migrant and sea-  
3 sonal Head Start programs, State Collaboration Directors,  
4 the Migrant and Seasonal Farmworker Collaboration  
5 Project Director, and other appropriate entities—

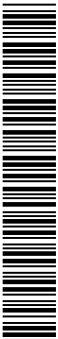
6 “(A) to accurately determine the number of  
7 children nationwide who are eligible to participate in  
8 migrant and seasonal Head Start programs each  
9 year; and

10 “(B) to document how many of these children  
11 are receiving Head Start services each year; and

12 “(C) to the extent practicable, to ensure that  
13 access to migrant and seasonal Head Start pro-  
14 grams for eligible children is comparable to access to  
15 other Head Start programs for other eligible chil-  
16 dren;

17 “(2) In carrying out paragraph (1)(A), the Secretary  
18 shall consult with the Secretary of Education about the  
19 Department of Education’s systems for collecting and re-  
20 porting data about, and maintaining records on, students  
21 from migrant and seasonal farmworker families.

22 “(3) Not later than 1 year after the effective date  
23 of this subsection, the Secretary shall submit a report to  
24 the Congress detailing how the Department of Health and  
25 Human Services plans to carry out paragraph (1).”.



1       “(k) DEFINITION.—For purposes of this section, the  
2 term ‘eligible entities’ means an institution of higher edu-  
3 cation or other entity with expertise in delivering training  
4 in early childhood development, family support, and other  
5 assistance designed to improve the delivery of Head Start  
6 services.”.

7       **SEC. 19. STAFF QUALIFICATIONS AND DEVELOPMENT.**

8       (a) CLASSROOM TEACHERS.—Section 648A(a)(2) of  
9 the Head Start Act (42 U.S.C. 9843a(a)(2)) is amended  
10 to read as follows:

11               “(2) DEGREE REQUIREMENTS.—

12                       “(A) IN GENERAL.—The Secretary shall  
13 ensure that not later than September 30, 2010,  
14 at least 50 percent of all Head Start teachers  
15 nationwide in center-based programs have—

16                               “(i) a baccalaureate or advanced de-  
17 gree in early childhood education; or

18                               “(ii) a baccalaureate or advanced de-  
19 gree in a field related to early childhood  
20 education, with experience in teaching pre-  
21 school children.

22                       “(B) PROGRESS.—Each Head State agen-  
23 cy shall provide to the Secretary a report indi-  
24 cating the number and percentage of classroom  
25 instructors with child development associate



1 credentials and associate, baccalaureate, or ad-  
2 vanced degrees. The Secretary shall compile all  
3 program reports and make them available to  
4 the Committee on Education and the Workforce  
5 of the United States House of Representatives  
6 and the Committee on Health, Education,  
7 Labor, and Pensions of the United States Sen-  
8 ate.

9 “(C) REQUIREMENT FOR NEW HEAD  
10 START TEACHERS.—Within 3 years after the ef-  
11 fective date of this subparagraph, the Secretary  
12 shall require that all Head Start teachers na-  
13 tionwide in center-based programs hired fol-  
14 lowing the effective date of this subparagraph—

15 “(i) have an associate, baccalaureate,  
16 or advanced degree in early childhood edu-  
17 cation;

18 “(ii) have an associate, baccalaureate,  
19 or advanced degree in a field related to  
20 early childhood education, with experience  
21 in teaching preschool children; or

22 “(iii) be currently enrolled in a pro-  
23 gram of study leading to an associate de-  
24 gree in early childhood education and



1 agree to complete degree requirements  
2 within 3 years from the date of hire.

3 “(D) SERVICE REQUIREMENTS.—The Sec-  
4 retary shall establish requirements to ensure  
5 that individuals who receive financial assistance  
6 under this subchapter in order to comply with  
7 the requirements under section 648A(a)(2)  
8 shall subsequently teach in a Head Start center  
9 for a period of time equivalent to the period for  
10 which they received assistance or repay the  
11 amount of the funds.

12 “(E) LIMITATION.—The Secretary  
13 shall require that any Federal funds pro-  
14 vided directly or indirectly to comply with  
15 subparagraph (A) shall be used toward de-  
16 grees awarded by an institution of higher  
17 education, as defined by sections 101 or  
18 102 of the Higher Education Act (20  
19 U.S.C. 1001–1002).”.

20 (b) CLASSROOM TEACHERS.—Section 648A of the  
21 Head Start Act (42 U.S.C. 9843a) is amended by adding  
22 at the end the following:

23 “(f) PROFESSIONAL DEVELOPMENT PLANS.—Each  
24 Head Start agency and program shall create, in consulta-  
25 tion with an employee, a professional development plan for



1 all full-time employees who provide direct services to chil-  
2 dren.”.

3 **SEC. 20. RESEARCH, DEMONSTRATIONS, AND EVALUATION.**

4 (a) NEW IDEAS AND APPROACHES.—Section  
5 649(a)(1)(B) of the Head Start Act (42 U.S.C.  
6 9844(a)(1)(B)) is amended to read as follows:

7 “(B) use the Head Start programs to de-  
8 velop, test, and disseminate new ideas and ap-  
9 proaches based on existing scientifically based  
10 research, for addressing the needs of low-in-  
11 come preschool children (including children with  
12 disabilities and children determined to be  
13 abused or neglected) and their families and  
14 communities (including demonstrations of inno-  
15 vative non-center based program models such as  
16 home-based and mobile programs), and other-  
17 wise to further the purposes of this sub-  
18 chapter.”.

19 (b) STUDY.—Section 649(d) of the Head Start Act  
20 (42 U.S.C. 9844(d) is amended—

21 (1) in paragraph (7) by adding “and” at the  
22 end;

23 (2) in paragraph (8) by striking the semicolon  
24 and inserting a period;

25 (3) by striking paragraph (9); and



1 (4) by striking the last sentence.

2 (c) EXPERT PANEL.—Section 649(g) of the Head  
3 Start Act (42 U.S.C. 9844(g)) is amended—

4 (1) in paragraph (1)—

5 (A) by striking clause (i); and

6 (B) by redesignating clauses (ii) and (iii)

7 as clauses (i) and (ii), respectively; and

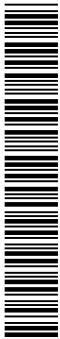
8 (2) in paragraph (7)(C)(i) is amended to read  
9 as follows:

10 “(i) Not later than September 30,  
11 2007, the Secretary shall transmit to the  
12 committees specified in clause (ii) the final  
13 report.”.

14 (d) NAS STUDY.—Section 649(h) of the Head Start  
15 Act (42 U.S.C. 9844(h)) is amended to read as follows:

16 “(h) NAS STUDY.—

17 “(1) IN GENERAL.—The Secretary shall use  
18 funds allocated in section 640(a)(2)(C)(iii) to con-  
19 tract with the National Academy of Sciences for the  
20 Board on Children, Youth, and Families of the Na-  
21 tional Research Council to establish an independent  
22 panel of experts which shall review and synthesize  
23 research, theory and applications in the social, be-  
24 havioral and biological sciences and shall make rec-



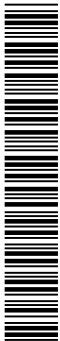
1 commendations on early childhood pedagogy with re-  
2 gard to each of the following:

3 “(A) Age and developmentally appropriate  
4 Head Start academic requirements and out-  
5 comes, including the domains in 641A(a)(B).

6 “(B) Differences in the type, length, mix  
7 and intensity of services necessary to ensure  
8 that children from challenging family and social  
9 backgrounds including: low-income children,  
10 children of color, children with special needs,  
11 and children with limited English proficiency  
12 enter kindergarten ready to succeed.

13 “(C) Appropriate assessments of young  
14 children (including systematic observation as-  
15 sessment in a child’s natural environment, and  
16 parent and provider interviews) for purposes of  
17 improving instruction, services, and program  
18 quality , and accommodations for children with  
19 disabilities and appropriate assessments for  
20 children with special needs (including needs re-  
21 lated to the acquisition of the English lan-  
22 guage).

23 “(2) COMPOSITION.—The panel shall consist of  
24 multiple experts in each of the following areas:



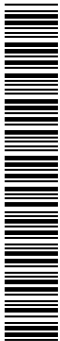
1           “(A) Child development and education, in-  
2           cluding cognitive, social, emotional, physical,  
3           approaches to learning, and other domains of  
4           child development and learning.

5           “(B) Professional development, including  
6           teacher preparation, to individuals who teach  
7           young children in programs.

8           “(C) Assessment of young children, includ-  
9           ing screening, diagnostic and classroom-based  
10          instructional assessment; children with special  
11          needs, including children with disabilities and  
12          limited English proficient children.

13          “(3) TIMING.—The National Academy of  
14          Sciences and the Board shall establish the panel not  
15          later than 90 days after the date of enactment of  
16          the date of the enactment of the School Readiness  
17          Act of 2005. The panel shall complete its rec-  
18          ommendations within 18 months of its convening.

19          “(4) APPLICATION OF PANEL REPORT REC-  
20          OMMENDATIONS.—The recommendations of the  
21          panel shall be used as guidelines by the Secretary to  
22          develop, inform and revise, where appropriate, the  
23          Head Start education performance measures and  
24          standards and the assessments utilized in the Head  
25          Start program.”.



1   **SEC. 21. REPORTS.**

2       Section 650(a) of the Head Start Act (42 U.S.C.  
3   9845) is amended—

4           (1) by amending the first sentence to read as  
5       follows:

6    “At least once during every 2-year period, the Secretary  
7   shall prepare and submit, to the Committee on Education  
8   and the Workforce of the House of Representatives and  
9   the Committee on Health, Education, Labor and Pensions  
10  of the Senate, a report concerning the status of children  
11  (including disabled, homeless, and non-English language  
12  background children) in Head Start programs, including  
13  the number of children and the services being provided  
14  to such children.”; and

15           (2) in paragraph (8) by inserting “, homeless-  
16       ness” after “background”.

17   **SEC. 22. LIMITATION ON RATE OF FEDERAL FUNDING FOR**  
18           **COMPENSATION.**

19       Section 653 of the Head Start Act (42 U.S.C. 9848)  
20  is amended—

21           (1) by striking the heading;

22           (2) by striking “SEC. 653. The” and inserting  
23       the following:

24   **“SEC. 653. WAGES AND COMPENSATION.**

25       “(a) COMPARABILITY OF WAGES.—The”; and

26           (3) by adding at the end the following:



1       “(b) FEDERAL RATE LIMITATION.—Notwithstanding  
2 any other provision of law, no Federal funds shall be used  
3 to pay all or any part of the compensation of an individual  
4 employed by a Head Start agency in carrying out pro-  
5 grams under this subchapter, either as direct or indirect  
6 costs or any proration thereof, at a rate in excess of the  
7 rate then payable for level II of the Executive Schedule  
8 under section 5316 of title 5, United State Code.”.

9   **SEC. 23. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

10       (a) GENERAL EFFECTIVE DATE.—Except as pro-  
11 vided in subsection (b), this Act and the amendments  
12 made by this Act shall take effect on the date of the enact-  
13 ment of this Act.

14       (b) APPLICATION OF AMENDMENTS.—The amend-  
15 ments made by this Act shall not apply with respect to  
16 any fiscal year that begins before the date of the enact-  
17 ment of this Act.

